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TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

PART 957—IRISH POTATOES GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND IN MALHEUR COUNTY, OREGON

APPROVAL OF BUDGET OF EXPENSES AND FIXING RATE OF ASSESSMENT

Notice of proposed rule making regarding rules and regulations relative to a proposed budget and rate of assessment, to be made effective under Marketing Agreement No. 98 and Order No. 57, as amended (7 CFR, Part 957) regulating the handling of Irish potatoes grown in certain designated counties in Idaho and in Malheur County, Oregon, was published in the *FEDERAL REGISTER* (16 F. R. 6185). This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.). After consideration of all relevant matters presented, including the rules and regulations set forth in the aforesaid notice, which rules and regulations were adopted and submitted for approval by the Idaho-Eastern Oregon Potato Committee, (established pursuant to said marketing agreement and amended order), the following rules and regulations are hereby approved.

§ 957.204 Budget of expenses and rate of assessment. (a) The expenses necessary to be incurred by the Idaho-Eastern Oregon Potato Committee, established pursuant to Marketing Agreement No. 98 and Order No. 57, as amended; to enable such committee to perform its functions pursuant to the provisions of the aforesaid marketing agreement and amended order, during the fiscal year ending May 31, 1952, will amount to \$20,000.00.

(b) The rate of assessment to be paid by each handler who first ships potatoes shall be fifty cents per carload, or fraction thereof, or per truckload of 5,000 pounds or more, of potatoes handled by him as the first handler thereof during said fiscal year.

(c) Terms used in this section shall have the same meaning as when used in Marketing Agreement No. 98 and Order No. 57, as amended (7 CFR, Part 957).

(Sec. 5, 49 Stat. 753 as amended; 7 U. S. C. and Sup. 608c).

Done at Washington, D. C., this 20th day of July 1951, to become effective 30 days after publication hereof in the *FEDERAL REGISTER*.

[SEAL] C. J. McCORMICK,
Secretary of Agriculture.

[F. R. Doc. 51-8559; Filed, July 24, 1951; 8:45 a. m.]

PART 992—IRISH POTATOES GROWN IN WASHINGTON

BUDGET OF EXPENSES AND FIXING RATE OF ASSESSMENT

Notice of proposed rule making regarding rules and regulations relative to a proposed budget and rate of assessment, to be made effective under Marketing Agreement No. 113 and Order No. 92 (7 CFR, Part 992) regulating the handling of Irish potatoes grown in the State of Washington, was published in the *FEDERAL REGISTER* (16 F. R. 6402). This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.). After consideration of all relevant matters presented, including the rules and regulations set forth in the aforesaid notice, which rules and regulations were adopted and submitted for approval by the State of Washington Potato Committee (established pursuant to said marketing agreement and order), the following rules and regulations are hereby approved.

§ 992.203 Budget of expenses and rate of assessment. (a) The expenses necessary to be incurred by the State of Washington Potato Committee, established pursuant to Marketing Agreement No. 113 and Order No. 92, to enable such committee to perform its functions pursuant to the provisions of the aforesaid marketing agreement and order, during the fiscal year ending May 31, 1952, will amount to \$23,985.00.

(b) The rate of assessment to be paid by each handler who first ships potatoes shall be one-half of one cent (\$.005) per hundredweight of potatoes handled

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by him as the first handler thereof during said fiscal year.

(c) The terms used in this section shall have the same meaning as when used in Marketing Agreement No. 113 and Order No. 92 (7 CFR, 992).

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 608c)

Done at Washington, D. C., this 20th day of July 1951, to become effective 30 days after publication hereof in the FEDERAL REGISTER.

[SEAL] C. J. McCORMICK,
Acting Secretary of Agriculture.

[F. R. Doc. 51-8557; Filed, July 24, 1951; 8:46 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

Subchapter A—Civil Air Regulations

[Supp. 7, Amdt. 77]

PART 60—AIR TRAFFIC RULES

DANGER AREA ALTERATIONS

The danger area alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required. Title 14, § 60.13-1 is amended as follows:

The Camp Campbell, Kentucky, area, published on July 16, 1949, in 14 F. R. 4291, is amended by changing the "Description by Geographical Coordinates" column to read: "Beginning at lat. 36°44'00" N, long. 87°20'00" W; SE to lat. 36°33'00" N, long. 87°22'00" W; due W to long. 87°50'00" W; due N to lat. 36°44'00" N; due E to lat. 36°44'00" N, long. 87°29'00" W, point of beginning."

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective on July 26, 1951.

[SEAL] F. B. LEE,
Acting Administrator of
Civil Aeronautics.

[F. R. Doc. 51-8554; Filed, July 24, 1951; 8:47 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

PART 141—TESTS AND METHODS OF ASSAY FOR ANTIBIOTIC AND ANTIBIOTIC-CONTAINING DRUGS

PART 146—CERTIFICATION OF BATCHES OF ANTIBIOTIC AND ANTIBIOTIC-CONTAINING DRUGS

REVISED STERILITY TESTS AND SAMPLE REQUIREMENTS

EDITORIAL NOTE: In F. R. Doc. 8340, appearing at page 6999 of the issue for Friday, July 20, 1951, the date at the end of the document should read "July 13, 1951" instead of "June 13, 1951."

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. 108.131]

PART 68—EXCHANGE-VISITOR PROGRAM

APPLICATION

JULY 9, 1951.

Under the provisions of the United States Information and Educational Exchange Act of 1948 (Pub. Law 402, 80th Congress), R. S. 161, 5 U. S. C. 22, and section 4, 63 Stat. 111, § 68.2 (a) (1) of Title 22 of the Code of Federal Regulations is hereby amended to read as follows:

§ 68.2 Application. * * *

(a) * * *

(1) If any exchange visitor ceases to pursue the activity for which he was admitted to the United States, the sponsor shall immediately notify the officer in charge of the Immigration and Naturalization Service at the port of entry at which the exchange-visitor entered the United States, giving the name and present address of the alien, nationality, date of admission, and facts as to the present activities of the alien.

(Sec. 4, 63 Stat. 111; 5 U. S. C. 151c)

This regulation shall become effective immediately upon publication in the FEDERAL REGISTER.

CARLISLE H. HUMELSINE,
Deputy Under Secretary
for Administration.

[F. R. Doc. 51-8550; Filed, July 24, 1951; 8:47 a. m.]

TITLE 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

Subchapter R—Leases and Sale of Minerals

PART 186—LEASING OF TRIBAL LANDS FOR MINING

ACREAGE LIMITATION

JULY 13, 1951.

Section 186.9 (a) (2) of the regulations in this part is hereby amended to read as follows:

§ 186.9 Acreage limitation. * * *

(a) * * *

(2) For beds of placer gold, gypsum, asphaltum, phosphate, iron ores, or other useful minerals except coal, oil, and gas, not more than 960 acres unless otherwise authorized by the Commissioner of Indian Affairs.

Section 186.9 (a) (4) of the regulations in this part is hereby repealed.

(Sec. 4, 52 Stat. 348, 25 U. S. C. 396d)

OSCAR L. CHAPMAN,
Secretary of the Interior.

[F. R. Doc. 51-8502; Filed, July 24, 1951; 8:53 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

Subchapter A—Aid of Civil Authorities and Public Relations

PART 511—ASSISTANCE TO RELATIONS AND OTHERS IN CONNECTION WITH DECEASED PERSONNEL

EFFECTS OF DECEASED

Sections 511.4 and 511.5 are rescinded and the following substituted therefor:

§ 511.4 *Effects*—(a) *General*. This section prescribes the manner of disposing of the effects of persons who are deceased or missing outside theaters of operations. A deceased or missing person referred to in this section is one who is subject to military law at the time of his death or was reported as missing under the provisions of the Missing Persons Act of March 7, 1942 (56 Stat. 143), as amended by the Act of December 24, 1942 (56 Stat. 1003), and the act of July 1, 1944 (58 Stat. 679; 50 U. S. C., App. 1001, et seq.).

(b) *Inventory*. WD AGO Form 54 (Inventory of Effects) will be prepared in the case of every deceased or missing person whose effects are under control of the military authorities.

(c) *Funds, commercial papers, stocks, bonds, etc.* (1) Moneys found on personal effects, received from debtors or from sale of effects, will be transmitted to the legal next of kin. When next of kin is not present, such moneys will be forwarded to them by mail, either by United States postal money order or United States Treasury check, and duly recorded on Form 54. When moneys found are less than \$5, such money will be included with the effects.

(2) Government funds entrusted to personnel as agents or finance officers are not effects. If it appears that funds found on the deceased may be Government funds, all funds found on the deceased will be turned over to the disbursing officer to be deposited in special deposits until determination can be made as to the amounts belonging to the Government and to the individual.

(3) Commercial papers, bank accounts, stocks, bonds, or negotiable instruments (which include traveler's checks, money orders, etc.) will not be converted into cash but will be forwarded to the next of kin, legal representative, or The Adjutant General, Department of the Army, Washington 25, D. C.

(4) Military payment orders found among the effects of personnel who are deceased, missing, missing in action, or which are otherwise undeliverable, will be forwarded to the Chief of Finance, Department of the Army, Washington 25, D. C., Attn: Receipts and Disbursements Division. Letter of transmittal will furnish information showing the source from which the military payment order was received, the status of the payee, and such other information as may be available regarding the issuance and ownership of same. If the payee is deceased, the name and address of the next of kin also will be furnished. Claimants for the proceeds of such military payment orders will be referred to

the Chief of Finance, Washington 25, D. C., Attn: Receipts and Disbursements Division.

(d) *Clothing and equipment*. All organizational clothing and equipment and all other Government property to which the individual is not entitled will be withdrawn from the effects and turned over to the appropriate supply officer. Credit entries for the items withdrawn will be made on the records of the individual. Personal clothing to which title vests in the individual will not be withdrawn from the effects of the decedent, except to the extent necessary to provide clothing for burial. If the clothing of the deceased is soiled but otherwise suitable for burial purposes, it will be cleaned and pressed at Government expense before use.

(e) *Shipment*. (1) The effects of missing persons will be held 120 days or longer before they are shipped or delivered to the next of kin.

(2) Each package, box, or crate containing effects will be marked plainly "Effects deceased person" and will bear the full name, grade, service number, and organization of the person to whom the effects belonged. The contents of a package or packages will be verified against the inventory by the commanding officer or other person making the shipment, and the package or packages will be sealed by the person verifying the contents. A certificate as to such verification and sealing will be included in the package (or package No. 1).

(3) Upon delivery or shipment of effects a communication will be delivered or mailed to the person receiving the effects, conveying the information that delivery or shipment of the property does not in any way vest title in the recipient, but that the property is delivered or forwarded for retention or disposition as custodian in accordance with the laws of the State of the decedent's or missing person's legal residence. In case of shipment, the communication will state the date and method of shipment, and anticipated date of arrival.

(f) *Next of kin or legal representative present*. (1) If the next of kin or legal representative is present, the immediate commanding officer of the deceased or missing person will inventory the effects on WD AGO Form 54 (Inventory of Effects), prepared in triplicate, deliver the effects in person, receiving a receipt therefor, or arrange for packing and shipment at Government expense, if requested, and will forward the original and duplicate of the inventory, with the full name and address of the person receiving the effects, to the commanding officer having custody of the individual's records. The commanding officer will indicate his approval of the disposition by signing Form 54 and will forward the original to The Adjutant General with the individual records of the deceased or missing person.

(2) If death occurs or a person is reported as missing in a Territory or possession of the United States, or in another country, and the person entitled to receive the effects is a resident of that Territory, possession, or country, the commanding officer may deliver the personal effects of the individual to the

proper person in the same manner as outlined in subparagraph (1) of this paragraph, receiving in return a receipt therefor. If personal delivery or direct transmission is not practicable, the person entitled to receive the effects may be requested to designate by written notice, in triplicate, a consular representative, or other such person, at or near the place where the effects are located. The consular representative will act as an agent for the acceptance of the effects of the deceased or missing person, and will be required to receipt for the effects on all three copies of Form 54, or to execute a separate receipt, in triplicate. A copy of the authorization, and separate receipt, if taken, will be attached to each copy of Form 54 for disposition in accordance with subparagraph (1) of this paragraph. Currency among effects of the deceased or missing person, in this case, should be turned over to the nearest disbursing officer for issuance of a United States dollar or foreign currency check, as appropriate. If the person entitled to receive the effects fails or declines to designate a consular representative for this purpose, the effects will be given to the custody of a summary court for disposition.

(g) *Next of kin or legal representative not present*—(1) *Legal representative or next of kin known but not present*. (i) The inventory of effects will be prepared in quadruplicate by the immediate commanding officer, and the original and two copies will be delivered with the effects to the summary court appointed to dispose of the effects. If it appears to the interest of both the eventual owner and the Government that certain effects which meet the general description contained in subdivision (iii) of this subparagraph be sold, particularly when the effects are located overseas, the summary court, if the commanding officer approves, will so advise the next of kin or legal representative and ask for a power of attorney to dispose of the effects concerned. Sale, if authorized, may be by public or private sale. A certified copy of the bill of sale will be prepared for the next of kin or legal representative. In addition, the summary court will collect all local debts due the decedent and will pay undisputed local creditors, taking a receipt for such payments to be attached to the inventory. A complete record of all sales and other cash transactions will be entered on the Form 54. The summary court will forward the effects and cash from any transactions at Government expense, with original and duplicate of the inventory, with certified bills of sale, to the person eligible to receive the effects, with the request that both copies of the inventory be signed and returned to the summary court. Upon return of both signed copies of the inventory, the summary court will forward both copies to the commanding officer who had custody of the individual's records. The commanding officer will indicate his approval by signing both copies of the inventory and forwarding the original to The Adjutant General.

(ii) Foreign currencies found among the effects will be considered souvenir moneys, and will be shipped with the effects. Negotiable instruments (includ-

ing traveler's checks, money orders, etc.) payable to the deceased, or missing person, except checks drawn on the Treasury of the United States, or on foreign depositories, will be transmitted with other effects; however, negotiable instruments made payable to the deceased in settlement of a debt due to deceased by local debtors may be indorsed by the summary court for collection, and the proceeds will be disposed of in the same manner as cash found among the effects. Checks drawn on the Treasurer of the United States, or on foreign depositories, will be transmitted to the issuing disbursing officer or his successor in office for appropriate action (transmittal to the General Accounting Office). Proper notation will be made on Form 54 concerning these checks so that claim may be made for them by the next of kin.

(iii) Items which may be considered for sale are these:

(a) Which may not be shipped under existing regulations or policies established by the (oversea) commander.

(b) Which because of their bulk, nature, or weight cannot be included with other effects to be shipped.

(c) Obviously of no sentimental value, which are not of a value commensurate to the cost of shipment, and which may be sold in the oversea command for as much or more than in the United States (Such as vehicles, heavy furniture, etc.).

(d) Which if sold in the oversea command, would serve the best interest of the eventual owner concerned (such as items of electrical equipment which would not be of any value in the United States because of odd voltage).

(2) *Legal representative or next of kin not known.* The inventory of effects will be prepared in sextuplicate by the immediate commanding officer, and the original and 4 copies will be delivered with the effects to the summary court appointed to dispose of the effects. The summary court will verify the inventory and receipt therefor on the last copy which will be returned to the organization commander. After collecting from debtors and paying creditors of the individual, the summary court will sell all effects except those articles defined in the Manual for Courts-Martial as valuable chiefly as keepsakes, and stocks, bonds, evidence of bank accounts, or other forms of purely commercial paper, and will pay any bona fide creditors of the deceased. Cash or check received from sale of effects will be transmitted to the local disbursing officer, with the original and four copies of the inventory of effects. The original and two copies of the inventory will be forwarded by the summary court to the commanding officer who had custody of the individual's records. Insignia, decorations, medals, and other articles valuable chiefly as keepsakes, and all purely commercial papers, such as stocks, bonds, evidence of bank accounts, etc., will be forwarded to The Adjutant General, Department of the Army, Washington 25, D. C., ATTN: AGAO, for transmission to the Soldier's Home under the provisions of the act of February 21, 1931 (46 Stat. 1203 as amended; 10 U. S. C. 1584a). The commanding officer will indicate his ap-

proval by signing the inventory and forwarding the original and duplicate to The Adjutant General with any effects being forwarded to the Department of the Army for further disposition.

(h) *Personnel deceased or reported missing on board transport, next of kin or legal representative not aboard.* (1) If the next of kin or legal representative is not aboard the transport, available effects will be inventoried, in original and six copies, and will be delivered to the transportation agent for safekeeping and delivery to the port transportation officer at the port of debarkation for disposition. A summary court will be appointed by the commander of Army troops to collect any funds due from debtors and to accept claims of creditors. The summary court will prepare a separate report, in original and six copies, of his transactions and will file his report and deposit any funds collected with the transportation agent. A copy of the report of the summary court's transactions will be filed in the personnel records of the deceased or missing person.

(2) When part of the effects are stored in the hold of the transport, or when it is impracticable for any reason to secure all effects immediately upon learning that the owner is dead or missing, the commander of Army troops will secure the additional effects as soon as practicable after arrival of the transport at the port of debarkation. The additional effects will be inventoried in original and six copies on a separate Form 54, and will be delivered with the inventory to the transportation agent or port transportation officer having custody of the remainder of the effects. A copy of the inventory will be filed in the personnel records of the individual.

(3) In turning over effects to the port transportation officer, the transportation agent will obtain a receipt on a copy of the inventory, and report of cash transactions, if attached, and will file the receipt or receipts with the records of the transport. If additional effects are inventories in accordance with subparagraph (2) of this paragraph, a receipt for such additional effects similarly should be obtained by the transportation agent, or commander of Army troops, as appropriate, and the receipt should be filed with the records of the transport.

(4) The port transportation officer receiving the effects of a deceased or missing person will request the appointment of a summary court to dispose of the effects. The original and four copies of the inventory or inventories, and record of cash transactions, if any, will be delivered with the effects to the summary court for disposition in accordance with the provisions of paragraph (g) of this section. If the legal representative or next of kin is known, the two extra copies of the inventory will be destroyed.

§ 511.5 *Effects of civilian employees not subject to military law.* The provisions of § 511.4 do not apply in the case of deceased civilians with the Army who are not subject to military law. In such cases the officer under whom the decedent was serving, or such representative of the service in which

the decedent was employed as said officer may designate, will secure the decedent's effects and deliver them to the legal heirs or their representatives. If the deceased was not an employee of the Department of the Army, the commander of the installation where death occurred, or an officer designated by him, will secure the decedent's effects and deliver them to legal heirs or their representatives. If the effects are not claimed within a reasonable period of time, the responsible officer will deliver the effects, with all available useful information concerning the decedent, to the person designated by the judicial officer of the local civil government having jurisdiction over the estates of deceased persons. In all cases receipts will be obtained and forwarded direct to The Adjutant General with a complete report of the action taken.

[SR 600-560-5, June 25, 1951] (R. S. 161; 5 U. S. C. 22)

[SEAL] WM. E. BERGIN,
Major General, U. S. Army,
Acting The Adjutant General.

[F. R. Doc. 51-8546; Filed, July 24, 1951; 8:48 a. m.]

Chapter XVIII—United States Court of Military Appeals

PART 1800—RULES OF PRACTICE AND PROCEDURE

These rules are prescribed pursuant to authority contained in Article 67 of the Uniform Code of Military Justice, Act of May 5, 1950 (64 Stat. 128), to which Code reference should be made for all Articles cited herein.

Sec.	
1800.1	Name.
1800.3	Clerk.
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AUTHORITY: §§ 1800.1 to 1800.33 issued under Art. 67, Pub. Law 506, 81st Cong.

§ 1800.1 *Name.* The Court adopts "United States Court of Military Appeals" as the title of the Court.

§ 1800.3 *Clerk.* (a) The Clerk of this Court shall reside and keep the office at the seat of the National Government, Washington, D. C.

(b) He shall not practice as attorney or counsellor in any court while he continues in office.

(c) Before he enters on the execution of his office, he shall take an oath in the form prescribed by 28 U. S. C. 1948 revision, Sec. 951, which reads:

I, -----, having been appointed ----- do solemnly swear (or affirm) that I will truly and faithfully enter and record all orders, decrees, judgments, and proceedings of such court, and will faithfully and impartially discharge all other duties of my office according to the best of my abilities and understanding. So help me God.

(d) He shall not permit any original record or paper to be taken from the courtroom or from the office without an order from a Judge of this Court.

The office of the Clerk of this Court will be open from 9 a. m. to 5 p. m. every weekday except holidays and Saturdays. On Saturdays, the office of the Clerk will be open from 9 a. m. to 1 p. m.

§ 1800.4 *Docket: Notice of docketing.* (a) The clerk shall maintain in his office a docket in which shall be entered the receipt of all certificates or petitions for grant of review as provided in § 1800.16.

(b) Upon receipt of either the petition of the accused or the certificate of a Judge Advocate General, whichever occurs first, the case shall be assigned a docket number. The clerk shall promptly notify the Judge Advocate General of the service concerned and the accused or his appellate counsel of the receipt and docketing of the case, giving its docket number. All papers subsequently filed in the case shall bear this number. All appearances of counsel and other papers filed with the clerk, the receipt of all petitions for new trial referred by a Judge Advocate General pursuant to Article 73 of the Uniform Code of Military Justice, and all decisions, orders, and other action by the Court shall be noted chronologically in the docket on the page or pages assigned to the case, showing briefly the date, the nature of each paper filed, and the substance of each decision, order, and other action by the Court.

§ 1800.5 *Attorneys and counsellors.* It shall be requisite to the admission of a person to practice in this Court that he be a member of the bar of a Federal Court or of the highest court of a State.

§ 1800.6 *Assignment of appellate counsel.* Whenever a record of trial is forwarded by a Judge Advocate General for review, he shall immediately designate appellate Government counsel, and shall immediately designate appellate defense counsel, unless he has been notified that the accused desires to be represented before the Court by civilian counsel.

§ 1800.7 *Notice of appearance by counsel.*—(a) *Military appellate counsel.* Military appellate counsel designated in any case shall file an appearance in writing within five days after such designation.

(b) *Civilian appellate counsel.* Civilian appellate counsel shall file an appearance in writing before participating in the proceedings.

§ 1800.8 *Admission.* (a) In order to appear before this Court, an application shall be filed with the Clerk of the Court not less than five days prior to the time of admission showing the following information:

(1) The name and residence of the applicant.

(2) His office address.

(3) The federal or State court to which he has been admitted.

(4) The place where he has been practicing.

(b) In addition, the applicant shall file a certificate from the presiding judge or clerk of the proper court that the applicant is a member of the bar and that his private and professional character appears to be good or in lieu thereof a certificate by the Judge Advocate General containing substantially the same information.

(c) Upon being admitted, each applicant shall take in open court the following oath or affirmation, viz:

I, -----, do solemnly swear (or affirm) that I will demean myself, as an attorney and counsellor of this court, uprightly, and according to law; and that I will support the Constitution of the United States.

(d) Admissions will be granted upon motion of the Court or upon oral motion by a person admitted to practice before the Court on any day the Court holds a regular session.

§ 1800.9 *Process.* All process of this Court shall be in the name of the President of the United States, and shall contain the given names as well as the surnames of the parties.

§ 1800.10 *Jurisdiction.* This court will review the record in the following cases:

(a) All cases in which the sentence, as affirmed by a board of review, affects a general or flag officer or extends to death;

(b) All cases reviewed by a board of review which the Judge Advocate General orders forwarded to this Court for review; and

(c) All cases reviewed by a board of review in which, upon petition of the accused and on good cause shown, this Court has granted a review except those reviewed under Article 69.

§ 1800.11 *Scope of review.* This Court will act only with respect to the findings and sentence as approved by the convening or reviewing authority, and as affirmed or as set aside as incorrect in law by a board of review. In those cases which the Judge Advocate General forwards to this Court, action need be taken only with respect to the issues raised by him. In a case reviewed upon petition

of the accused, action need be taken only with respect to issues specified by this Court in the grant of review. This Court may, however, review other matters of law which materially affect the rights of the parties. The points raised in this Court will involve only errors in law.

§ 1800.12 *Quorum.* Two of the judges shall constitute a quorum. The concurrence of two judges shall be required for the rendition of a final decision or the allowance or denial of a petition for a grant of review. In the absence of a quorum, any judge may make all necessary orders relating to any matter pending before the Court relative to the filing of papers or preparatory to a hearing or decision thereon. If at any time a quorum is not present on any day appointed for holding a hearing, any judge present may adjourn the Court from time to time, or, if no judge is present, the clerk may adjourn court from day to day.

§ 1800.13 *Signing of papers.* All petitions, appearances, briefs and motions shall be legibly typewritten or printed and signed and shall show the name and address of the person signing, together with his military rank, if any, and the capacity in which he signs the paper. Such signature constitutes a certificate that the statements made therein are true and correct to the best of the knowledge, information, and belief of the person signing the paper, and that the paper is filed in good faith and not for the purpose of unnecessary delay.

§ 1800.14 *Filing of papers.* All petitions, appearances, briefs and motions shall be filed in the office of the clerk and if transmitted by mail or other means, they shall not be deemed to have been filed until received in his office, except that for purposes of computation of time allowed an accused to petition for grant of review such petitions shall be deemed to have been filed upon the date postmarked on the envelope containing the petition or upon the date when the petition is deposited in military channels for transmittal.

§ 1800.15 *Computation of time for filing papers.*—(a) *Computation.* In computing any period of time prescribed or allowed by this part, by order of court, or by any applicable statute, the day of the act, event or default after which the designated period of time begins to run is not to be included. The last day of the period so computed is to be included, unless it is a Saturday, Sunday or legal holiday, in which event the period runs until the end of the next day which is neither a Saturday, Sunday nor a holiday.

(b) *Enlargement.* When by this part or by notice given thereunder, or by order of court, an act is required or allowed to be done at or within a specified time, the Court for cause shown may at any time in its discretion (1) with or without motion or notice, order the period extended if request therefor is made before the expiration of the period as originally prescribed or as extended

by previous order, or (2) upon motion made after the expiration of the specified period permit the act to be done where the failure to act was the result of excusable neglect but the time for a petition for review as prescribed in Article 67 (c) will not be extended.

(c) *Motions.* A written motion, other than one which may be heard ex parte, and notice of the hearing thereof, shall be served not later than five days before the time specified for the hearing, unless a different period is fixed by the Uniform Code of Military Justice or by the rules in this part or by order of the Court. When a motion is supported by affidavit, the affidavit shall be served with the motion and opposing affidavits may be served not later than one day before the hearing, unless the Court permits them to be served at some other time.

(d) *Additional time.* Whenever a party has the right or is required to do some act or take some proceedings within a prescribed period after the service of a notice or other paper upon him when such service is made upon him by mail, three days shall be added to the prescribed period if the party upon whom the service is made is within the continental limits of the United States and fifteen days shall be added thereto if the party is located outside those limits.

§ 1800.16 *Methods of appeal.* Cases shall be appealed to this Court by one of two methods. Cases shall be forwarded by a Judge Advocate General under Article 67 (b) (2) by a certificate for review and such certificate shall substantially meet the requirements hereinafter set forth. All other cases under Article 67 shall be appealed by a petition for review, regardless of whether the accused has a mandatory right of appeal, and such petition shall substantially meet the requirements hereinafter set forth.

§ 1800.17 *Form of petition or certificate for review.* An original and four legible copies of a petition or a certificate for review shall be filed. They shall be typewritten or printed, double-spaced on 8" x 10½" white paper, securely fastened at the left edge. All record references shall show page numbers and any exhibit designations.

§ 1800.18 *Petition for grant of review.* The petition for grant of review shall be substantially in the following form:

IN THE UNITED STATES COURT OF
MILITARY APPEALS

PETITION FOR GRANT OF REVIEW

Board of Review No. _____ Docket No. _____

UNITED STATES, APPELLEE,

v.

_____, APPELLANT

To the Honorable, the Judges of the United
States Court of Military Appeals:

1. The accused having been found guilty of a violation of the Uniform Code of Military Justice, Article _____, and having been sentenced to _____ on _____ at _____ by _____, and said sen-

tence having been approved by the convening authority and affirmed by a board of review on _____, hereby petitions the Court of Military Appeals for a grant of review of the decision of the board of review pursuant to the provisions of the Uniform Code of Military Justice, Article 67.

2. The accused contends that the board of review erred in its consideration of the case on the following questions of law: (Here set forth separately and particularly each error assigned upon which accused relies.)

3. The accused was notified of the decision of the board of review on _____

(Signature of Accused or
his Counsel)

Received a copy of the foregoing petition
for Grant of Review this _____ day of _____

(The Judge Advocate
General)

(Department)

NOTE: Service by mail is authorized. For
form of affidavit of service see § 472.32.

§ 1800.19 *Certificate for review.* The
certificate for review shall be substan-
tially in the following form:

IN THE UNITED STATES COURT OF MILITARY
APPEALS

CERTIFICATE FOR REVIEW

Board of Review No. _____, Docket
No. _____

UNITED STATES, APPELLANT

v.

APPELLEE

To the Honorable, the Judges of the United
States Court of Military Appeals:

1. Pursuant to the Uniform Code of Military Justice, Article 67, the record of the trial and the decision of the board of review, United States _____, in the above-entitled case, are forwarded for review.

2. The accused was found guilty of a violation of the Uniform Code of Military Justice, Article _____, was sentenced to _____, on _____, at _____ by _____. The sentence was approved by the convening authority and affirmed by a board of review on _____.

3. It is requested that action be taken with respect to the following issues _____

(The Judge Advocate
General)

(Department)

Received a copy of the foregoing Certifi-
cate of Review this _____ day of _____

(Appellee)

(Address)

(Appellate Counsel)

(Address)

NOTE: Service by mail is authorized. For
form of affidavit of service see § 1800.32.

§ 1800.20 *Brief.* A brief will accom-
pany each Petition for Grant of Review
and Certificate for Review in substan-
tially the following form:

IN THE UNITED STATES COURT OF
MILITARY APPEALS

BRIEF ON BEHALF OF (ACCUSED) (UNITED
STATES)

Board of Review No. _____ Docket
No. _____

UNITED STATES (APPELLEE) (APPELLANT)

v.

(APPELLANT) (APPELLEE)

Index of Brief

(Omit if brief is less than 10 pages)

Statement of Facts

(Set forth a concise statement of the facts of the case material to the issues concerning which any error is assigned. Portions of the record and other matters of evidentiary nature shall not be included in this statement. Pertinent portions of the statement of facts in briefs of appellate counsel or the decision of the board of review may be utilized.)

Assignment of Errors

(Here set forth each error assigned in the petition for grant of review or each issue raised in the certificate for review.)

Argument

(Discuss briefly the points of law presented, citing and quoting such authorities as are deemed pertinent.)

Conclusion

For the reasons stated the accused is entitled under the provisions of the Uniform Code of Military Justice, Article 67b (3) to a grant of review. (This brief is submitted under the provisions of the Rules of Practice and Procedure before the United States Court of Military Appeals and the provisions of the Uniform Code of Military Justice, Article 67b (1) or 67b (2).)

(Signature of Counsel)

(Address)

Received a copy of the foregoing brief this
_____ day of _____

(The Judge Advocate General) (counsel)

(Department) (Address)

NOTE: Service by mail is authorized. For
form of affidavit of service see § 1800.32.

§ 1800.21 *Time for filing petition or certificate.* (a) The accused, including general and flag officers and those sentenced to death, shall have thirty days from the date he receives written notice from a Board of Review of its decision, to file a petition with this Court for a grant of review. In those cases governed by Article 67 (b) (1) if the accused does not file a petition for grant of review the Judge Advocate General shall have twenty-one additional days in which to forward the record of trial and decision of the Board of Review to this Court.

(b) In those cases certified to this Court under Article 67 (b) (2) the Judge Advocate General shall file a certificate with this Court within 21 days after the receipt of the decision from a Board of Review.

§ 1800.22 *Service of petition or certificate.* Prior to the filing of a petition for grant of review, or certificate for review, service of the petition or the certificate shall be made on the opposing party,

namely, Appellate Government Counsel or the accused or his appellate counsel.

§ 1800.23 *Reply to petition.* Within fifteen days after the filing of a petition by an accused for a grant of review under Article 67 (b) (3), Appellate Government Counsel may file a reply brief to the original petition and brief stating his views with respect to the merits of the issues of law raised in the petition and why he believes the petition should not be granted. Such reply brief shall be similar in form to the brief of the accused, except that if Appellate Government Counsel disagrees with the statement of facts or desires to supplement it with additional facts he shall start his reply brief with the new information.

§ 1800.24 *Reply to certificate.* Within fifteen days after the filing of a certificate for review by the Judge Advocate General and brief by counsel the opposing party may file a reply brief answering the points raised in the original certificate and brief, stating his views with respect to the merits of the issues of law raised in the certificate and his reasons why the points should be resolved in his favor. This reply shall be similar in form to appellant's brief, except that if opposing party disagrees with the statement of facts or desires to supplement it with additional facts he shall start his reply brief with the new information.

§ 1800.25 *Parties.* In accordance with the provisions of § 1800.27, the first party to docket a case with the clerk of the Court shall be designated as appellant. The other party shall be known as appellee. In the event the appellee desires to raise new or additional issues for such purposes he shall be designated cross-appellant and the other party shall be known as cross-appellee.

§ 1800.26 *Arguments on petition for grant of review.* Except when ordered by the Court, oral arguments will not be permitted on petitions for grant of review.

§ 1800.27 *Briefs in support of final review—(a) General provisions.* An original and four clear copies of briefs prepared in accordance with § 1800.20 shall be filed. The original must show appropriate proof of service of a copy thereof on opposing counsel.

(b) *Filing of briefs.* The appellant's brief shall be filed within thirty days after receipt of notice that the Court has granted final review. Appellee's brief shall be filed within fifteen days after receipt of the initial brief. If appellant fails to file a brief, appellee may file his brief within fifteen days after expiration of the time allowed for the filing of appellant's brief. If any brief is not filed within the time prescribed, the court may regard the case as submitted by the delinquent party without a brief.

(c) *Moving party.* If the case first comes before the court under Article 67 (b) (1) and (b) (3) the accused is the appellant; otherwise, the United States shall be deemed the appellant. If the case is before the court both upon the grant of the accused's petition for review

and upon a certificate by the Judge Advocate General, then § 1800.25 applies.

(d) All briefs shall be captioned as indicated in § 1800.20 and shall contain an index listing:

(1) The divisions of the brief.

(2) A summary of the argument covering the points raised separately.

(3) A table of the authorities cited with reference to the pages of the brief where cited.

(e) Appellant's brief shall contain:

(1) The statement of facts prescribed in § 1800.20.

(2) The points for reversal of decision listed in § 1800.20.

(3) Argument in accordance with § 1800.20.

(4) A conclusion stating concisely why the case should be decided as urged.

(f) Appellee's brief shall be similar in form except the matters prescribed in paragraph (e) (1), (2) and (3) of this section need not be given unless deemed necessary to correct any inaccuracy or omission.

(g) Each side shall be limited to the filing of one brief unless otherwise permitted or ordered by the Court.

§ 1800.28 *Oral argument.* The appellant shall be entitled to open and close the arguments; in the event both parties desire a review of a decision of a board of review, the accused shall be entitled to open and close.

(a) *Time.* Not more than forty-five minutes on each side shall be allowed for argument unless the time is extended by leave of court on written motion filed at least five days before the time of hearing.

(b) *Submission on briefs.* A case may be submitted without oral argument with permission of the court.

(c) *Failure of counsel to appear.* If counsel fails to appear at the time set for hearing the court may consider the case as having been submitted without argument, or, in its discretion, continue the case until a later date for hearing.

(d) *Failure of one party to appear.* If only one party fails to appear the court may hear argument from the party appearing or, in its discretion, continue the case until a later date for argument.

(e) *Number of counsel.* Not more than two counsel for each side shall be heard in oral argument unless the court otherwise orders.

(f) *Notice of hearing.* The Clerk of the Court shall give at least ten days' notice in writing of the time and place for oral argument.

§ 1800.29 *Petitions for new trial—(a) Proceedings on.* The proceedings on a petition for new trial referred to the Court of Military Appeals under the provisions of Article 73 will be in accordance with the rules in this part except as stated in this section.

(b) *Additional investigation.* The Court in considering a petition for new trial may refer the matter to a referee to make further investigation, to take evidence and to make such recommendations to the Court as he deems appropriate.

(c) *Notice of reference, answer.* Upon receipt from the Judge Advocate General of a petition by the accused for a new trial in a case pending before the Court, the Clerk shall notify the accused and his counsel. Within ten days after the petition has been docketed by the Clerk, appellate Government counsel may file an answer thereto.

(d) *Briefs.* A brief on behalf of the accused in support of a petition for a new trial shall be filed within ten days after receipt of notice that an answer has been filed or waived. Any reply brief by appellate Government Counsel shall be filed within ten days thereafter.

§ 1800.30 *Continuances and interlocutory matters.* This Court may extend any times prescribed by the rules in this part, may grant continuances and postponements from time to time, and may dispose of any order or other matter that the Court considers necessary for a full, fair, and expeditious disposition of the case.

§ 1800.31 *Rehearing or modifications.* A petition for rehearing or modification shall be filed within five day days from receipt of notice of entry of decision. It shall briefly and directly state its grounds and be supported by a certificate of counsel to the effect that it is presented in good faith and not for delay. Such a petition is not subject to oral argument unless expressly authorized by the Court.

§ 1800.32 *Service by mail.* Petitions, certificates, briefs, motions and other written documents may be served on opposing counsel by mail. When this form of service is used an affidavit substantially in the following form shall be attached to the original paper filed with the Court:

IN THE UNITED STATES COURT OF MILITARY APPEALS

Board of Review No. Docket No.

UNITED STATES (APPELLEE) (APPELLANT) v.

(APPELLANT) (APPELLEE)

AFFIDAVIT OF SERVICE BY MAIL

Jane Doe, being first duly sworn, deposes and says, that she is a (clerk) (.....) in the employ of (The Judge Advocate General of the Army) (.....), that she placed a copy of the (Notice of Appearance) (.....) to which this affidavit is attached, in an envelope addressed to (John Doe, Appellate Counsel for the Accused, 100 Blank Street, Washington, D. C.) (.....) to which envelope appropriate postage was affixed and deposited said envelope enclosing said (.....) in a United States mail box at (Washington, D. C.) (.....) at o'clock, M., on the day of 19.....

Subscribed and sworn to before me this day of 19.....

§ 1800.33 *Opinions of the Court.* All written opinions of the Court shall immediately upon the delivery thereof, be handed to the Clerk to be filed. The original opinions of the Court shall be filed by the Clerk for preservation. All

opinions shall be printed under supervision of the Clerk.

Effective date. The rules in this part shall become effective July 11, 1951.

ROBERT E. QUINN,
Chief Judge.
GEORGE W. LATIMER,
Judge.
PAUL W. BROSMAN,
Judge.

[F. R. Doc. 51-8631; Filed, July 24, 1951;
12:00 m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter III—Office of Price Stabilization, Economic Stabilization Agency

[General Overriding Regulation 16]

GOR 16—TEMPORARY DISTRESS AREA ADJUSTMENTS FOR CATTLE AND MEAT SOLD AT WHOLESALE

Pursuant to the Defense Production Act of 1950 (Pub. Law 774, 81st Cong.), as amended, Executive Order 10161 (15 F. R. 6105), Economic Stabilization Agency General Order 2 (16 F. R. 738), Delegation of Authority by the Secretary of Agriculture to the Economic Stabilization Agency with respect to the Allocation of Meat (16 F. R. 1272), and Economic Stabilization Agency General Order 5 (16 F. R. 1273), this General Overriding Regulation 16 is hereby issued.

STATEMENT OF CONSIDERATIONS

Flood conditions have created a shortage of meat in those areas of Kansas, Missouri, Iowa, Illinois and Oklahoma affected by the recent floods. A number of slaughtering plants and other meat producing and distributing establishments have been closed down. In addition, the floods have caused spoilage of substantial quantities of meat. As a result of the flood these areas have become temporarily dependent on other areas for adequate supplies of meat.

To assure adequate shipments of meat to this portion of the country, this regulation permits modifications of non-retail ceiling prices delivered to buyers in the distress area during the emergency period of 30 days following July 23, 1951.

Under normal conditions, that area is a surplus meat production area and meat is shipped from this part of the country to other portions of the United States. Ceiling prices on beef and probably many of the freeze ceilings on other types of meat reflect this normal movement and provide for transportation costs for shipments out of, but not into, this vicinity. Unless these ceiling prices were modified, slaughterers in other areas would not ship into this area of the country, because, under their ceilings, they might have to absorb the cost of freight in some instances. This regulation, therefore, provides that any person who sells meat to a buyer in defined portions of Kansas, Missouri, Iowa, Illinois and Oklahoma may add to his established plant ceiling price the actual cost of transportation to the place of business of the buyer in the distress

area. This will insure against any possible transportation losses involved in shipping into this area.

Under existing regulations, the ceiling prices of sellers located in the distress area might not reflect their costs of transporting meat to their places of business because, under normal conditions, these sellers procure meat from the immediate vicinity and they have only slight transportation costs. Special provision is therefore made to permit sellers located in the distress area to pass through the actual cost of transporting meat from their suppliers.

Several other provisions are included in this regulation applying only to sales of beef. Under Ceiling Price Regulation 24, slaughterers in this area are not allowed the wholesaler's addition on an unlimited volume of beef purchased from independent sources. In order to give temporary relief for slaughterers whose slaughtering operations have been disrupted by flood conditions, they are allowed to take the wholesaler's addition on sales of beef obtained from independent sources without regard to the volume on which the addition is taken.

Another modification of CPR 24 is made to encourage beef shipments into the flood areas. This modification permits an affiliated wholesaler to sell beef carcasses and wholesale beef cuts to anyone in the distress area without forfeiting its right to the wholesaler's addition. In the absence of this modification, Section 42 (b) (1) (iii) might require an affiliated seller to forego sales to certain buyers in this area in order to preserve its right to the wholesaler's addition.

These distress conditions also require some modification of the provisions of Ceiling Price Regulation 23, governing live cattle. Slaughterers in the flooded parts of Kansas, Illinois, Iowa, Missouri and Oklahoma who have been forced to ship live cattle from their slaughtering plants to slaughterers located outside of the flood area would incur unusual transportation costs and additional shrinkage on these cattle. Moreover, loss of weight and grade that might have resulted from exposure to the flood conditions and the additional transportation would have made it virtually impossible for slaughterers to comply with the pricing provisions of Ceiling Price Regulation 23 governing these cattle. Therefore this regulation relieves the slaughterer of this obligation for cattle shipped from the flooded parts of these five States to an establishment outside of the flood area during the period from July 9, 1951 through July 23, 1951, inclusive.

Conclusion. In formulating this regulation the Director of Price Stabilization has consulted with industry representatives as far as practicable under the circumstances and has given full consideration in their recommendations. In his judgment the provisions of this regulation are generally fair and equitable and necessary to effectuate the purposes of Title IV of the Defense Production Act of 1950, as amended.

So far as practicable the Director of Price Stabilization gave due consideration to the national effort to achieve maximum production in furtherance of

the objective of the Defense Production Act of 1950, as amended; to prices prevailing during the period from May 24, 1950 to June 24, 1950, inclusive; and to relevant factors of general applicability.

REGULATORY PROVISIONS

Sec.

1. What this regulation does.
2. Ceiling prices for sales of meat or meat products shipped from outside the distress area to buyers located in the distress area.
3. Ceiling prices for sales of meat or meat products by non-slaughterers located in distress area.
4. Ceiling prices for sales of meat or meat products by slaughtering plants located in the distress area.
5. Suspension of sections 42 (b) (1) (iii) and (iv) of Ceiling Price Regulation 24.
6. Special modifications of CPR 23 for live cattle shipped from slaughtering plants in the flood area.
7. Excluded sales.
8. Evasion.
9. Prohibitions.
10. Enforcement.
11. Definitions.

AUTHORITY: Sections 1 to 11 issued under sec. 704, Pub. Law 774, 81st Cong.

SECTION 1. What this regulation does. This regulation establishes temporary ceiling prices on all meats and meat products sold at wholesale by certain sellers to buyers located in those portions of Kansas, Missouri, Iowa, Illinois and Oklahoma located in the distress area defined in section 11 (a). These ceiling prices supersede those established by any other regulation for a period of 30 days commencing with and including the effective date of this regulation. This regulation also relieves slaughterers from complying with pricing provisions of Ceiling Price Regulation 23 as to cattle purchased by them for slaughter in the flood area and which, during the period July 9 through July 23, inclusive, they shipped for killing to establishments located outside the flood area.

SEC. 2. Ceiling prices for sales of meat or meat products shipped from outside the distress area to buyers located in the distress area. Your ceiling price for the sale of any meat or meat product shipped from your place of business outside the distress area to any class of purchaser located in the distress area shall be your ceiling price as determined under other regulations for the sales of these items at your selling establishment to the same class of purchaser plus the actual cost of transportation paid by you to transport that meat or meat product to the buyer's place of business.

SEC. 3. Ceiling prices for sales of meat or meat products by non-slaughterers located in the distress area. If you are a non-slaughterer located in the distress area, your ceiling price for the sale of any meat or meat product to any class of purchaser located in the distress area shall be your ceiling price determined under other regulations for sales of these items to the same class of purchaser plus the actual cost of transportation paid by you for transportation of this meat or meat product from your supplier to your place of business.

SEC. 4. Ceiling prices for sales of meat or meat products by slaughtering plants

located in the distress area—(a) *Beef products.* If, within the meaning of Ceiling Price Regulation 24, you operate a slaughtering plant located in the distress area and if this plant is not in operation as a result of flood conditions, your ceiling price for the sale of a beef product, specified in Schedules I, III, and VII of Ceiling Price Regulation 24, sold to a buyer located in the distress area and purchased by you from nonaffiliated sources, shall be the ceiling price for each of these products established by Ceiling Price Regulation 24 if sold by a wholesaler at the location of this slaughtering plant plus the actual cost of transportation paid by you for transportation of that product from our supplier to your place of business.

(b) *Other meat products.* If you operate a slaughtering plant located in the distress area and if this plant is not in operation as a result of flood conditions, your ceiling price for the sale of any meat or meat product, other than beef or a beef product, to any class of purchaser located in the distress area shall be your ceiling price determined under other regulations for sales of these items to the same class of purchaser plus the actual cost of transportation paid by you for transportation of this meat or meat product from your supplier to your place of business.

SEC. 5. *Suspension of sections 42 (b) (1) (iii) and (iv) of Ceiling Price Regulation 24.* (a) Regardless of section 42 (b) (1) (iii) of Ceiling Price Regulation 24, if you sell any beef carcasses or wholesale cuts to any slaughterer, packer, packer's branch house, or any person affiliated therewith, and this buyer is located in the distress area, these sales shall not disqualify you from taking the addition provided in section 42 (b) of Ceiling Price Regulation 24.

(b) Under section 42 (b) (1) (iv) of Ceiling Price Regulation 24, any beef on which a wholesaler's addition has been taken by you pursuant to section 4 of this regulation shall not be considered in computing the volume on which you have taken the affiliated wholesaler's addition.

SEC. 6. *Special modifications of Ceiling Price Regulation 23 for live cattle shipped from slaughtering plants in the flood area.* If you are a slaughterer who purchased cattle for slaughter in an establishment located in the flooded parts of Kansas, Iowa, Illinois, Missouri and Oklahoma and if between July 9 through July 23, 1951, inclusive, you shipped this cattle from a slaughtering establishment located in this flood area to a slaughtering establishment located outside the flood area because the former was made inoperative by flood conditions, you need not include such cattle in Items 19, 20, 21, 22 and 23 of OPS Public Form 13 which you file for the establishment located outside the flood area. However, for all such cattle you must file a separate OPS Public Form 13, listing only the information required by Items 1 through 18 of such form. A copy of the freight bill for the transportation of such cattle by rail or truck from the flood area to the establishment located outside the

flood area must be attached to the latter form.

SEC. 7. *Excluded sales.* The provisions of this general overriding regulation shall not apply:

(a) To sales at retail; or

(b) To sales of meat not delivered to the buyer's place of business during the effective period of this regulation.

SEC. 8. *Evasion.* You shall not evade the provisions of this regulation by direct or indirect methods in connection with an offer, solicitation or agreement relating to the sale, delivery, purchase, transfer or receipt of meat, alone or in conjunction with any other commodity or service, or by way of any commission, service, transportation, wrapping, packaging or other charge or discount, premium or other privilege, or by tying-agreement or other trade understanding, or by changing the selection, grading, or the style of dressing, cutting, trimming, cooking or otherwise processing, or the wrapping or packaging of meat, or otherwise.

SEC. 9. *Prohibitions.* Regardless of any contract, agreement or other obligation, (a) you shall not sell or deliver any meat product at a price higher than the ceiling price established by this regulation, (b) you shall not buy or receive in the regular course of trade or business any meat product at a price higher than the ceiling price established by this regulation, and (c) you shall not agree, offer, solicit or attempt to do any of the foregoing. You may, however, charge, demand, pay or offer lower prices for meat products than are established by this regulation.

SEC. 10. *Enforcement.* On or after the effective date of this regulation, if you violate any provision of this regulation, or any order issued pursuant to it, you are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Defense Production Act of 1950, as amended. Also, any person, who, in the course of trade or business, buys from you at a price higher than your ceiling price is subject to the criminal penalties and civil enforcement actions provided for by that Act.

SEC. 11. *Definitions.* When used in this regulation the term:

(a) "Distress area" means those areas within the States of Illinois, Iowa, Kansas, Missouri and Oklahoma designated as distress areas, from time to time, by order or orders signed by the Regional Director or Acting Regional Director of the appropriate OPS Regional Office within whose jurisdiction those areas are located. These OPS Regional Directors and Acting Regional Directors are hereby authorized to issue, modify, and revoke orders designating particular areas within these five states within their jurisdiction as distress areas.

(b) "Cost of transportation" means the cost of transporting meat delivered to the buyer's place of business during the effective period of this regulation plus the Federal transportation tax thereon and the costs of icing and tare, if incurred.

(c) "Sales at retail" means a sale to an individual for consumption by himself or his family off the seller's premises.

(d) "Slaughterer" means a Class 1, Class 2, Class 1A or Class 2A slaughterer as defined in Distribution Regulation 1 who owns cattle at the time they are killed.

Effective dates. Except as provided in section 6, this regulation shall become effective on July 24, 1951, and shall remain in effect through and including August 22, 1951.

NOTE: The record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 24, 1951.

[F. R. Doc. 51-8629; Filed, July 24, 1951;
11:11 a. m.]

Chapter IV—Wage Stabilization Board, Economic Stabilization Agency

[Resolution 35]

RES. 35—ENFORCEMENT PROCEDURE

Pursuant to the Defense Production Act of 1950 (Public Law 774, 81st Congress, Public Law 69, 82d Congress); Executive Order 10161 (15 F. R. 6105); Executive Order 10233 (16 F. R. 3503); and General Order No. 3, Economic Stabilization Administrator (16 F. R. 739), this Enforcement Procedure is hereby issued.

STATEMENT OF CONSIDERATIONS

This enforcement procedure is issued in furtherance of the Enforcement Resolution adopted by the Wage Stabilization Board on June 13, 1951 (16 F. R. 6028).

In the formulation of this enforcement procedure, due consideration has been given to the standards and procedures set forth in Title IV and Title VII of the Defense Production Act of 1950.

ENFORCEMENT PROVISIONS¹

- Sec.
- 2.1 Organization of the National Board.
- 2.2 Organization of Regional Boards.
- 3.4 Investigations and subpoenas.
- 5.1 Jurisdiction and functions of Regional Enforcement Commission.
- 5.2 Parties to Enforcement Proceedings.
- 5.3 Complaint and Notice of Hearing.
- 5.4 Issuance of subpoenas.
- 5.5 Findings and determinations of the Regional Enforcement Commission.
- 5.6 Appeal to National Enforcement Commission.
- 5.7 National Cases.
- 5.8 Transmittal of determination to appropriate Government agencies.
- 5.9 Prevention and punishment of violations.

AUTHORITY: Sections 2.1, 2.2, 3.4, and 5.1 through 5.9 issued under sec. 704, Pub. Law 774, 81st Cong. Interpret or apply Pub. Law

¹ The section numbers of this enforcement procedure are keyed to a General Organizational and Procedural Regulation presently under consideration by the Wage Stabilization Board.

774, 81st Cong.; Pub. Law 69, 82d Cong., E. O. 10161, 16 F. R. 6105, 3 CFR 1950 Supp.; E. O. 10233, 16 F. R. 3503; Gen. Order 3, Economic Stabilization Administrator, 16 F. R. 739.

SECTION 2.1 Organization of the National Board—(e) Other Committees and Commissions. There shall be the following agencies appointed by the Board and subject to its supervision and direction:

(3) A National Enforcement Commission consisting of three members one of whom shall be designated as Chairman. The functions of this Commission are described in sections 5.1-5.8 of this regulation.

SEC. 2.2 Organization of Regional Boards. (e) There shall be in each Region a Regional Enforcement Commission, consisting of three members one of whom shall be designated as Chairman. The functions of these Commissions are described in sections 5.1-5.6 of this regulation.

SEC. 3.4 Investigations and subpoenas. (a) Where no adequate and authoritative data are available from any Federal or other responsible agency, the Chairman of the Board, or such other persons as may be designated in this Regulation, may authorize fact-finding investigations, and may issue subpoenas. Investigations will be made and subpoenas issued only after their scope and purpose have been carefully defined in relation to the enforcement or administration of the act by the Board.

(b) All applications for subpoenas shall be in writing and shall specify (1) the name and nature of the proceeding or inquiry in which the subpoena is required; (2) the name of the person or persons whose testimony is required, and where documentary evidence is required, the specific documentary evidence the production of which is required; (3) the nature and materiality of the testimony or documentary evidence to be supplied by the witness; (4) a description of the efforts which have been made to obtain voluntary attendance of the witness or voluntary production of the required documentary evidence; (5) the time and place of attendance or production of the documentary evidence. Witnesses required by subpoena to appear in an enforcement proceeding shall be tendered at the time of service the same fees and mileage that are paid witnesses in the courts of the United States by the party at whose instance the witness appears. When the subpoena is issued on behalf of the Regional Counsel or any other agent of the Board, witness fees and mileage need not be tendered at the time of service.

(c) The Administrator of the Wage and Hour Division of the Department of Labor is authorized, pursuant to instructions of the Board, to make fact-finding investigations with respect to the wage stabilization program. The Administrator is authorized to inspect and obtain copies or transcripts of books, records and other writings, and to take statements of any person, and shall have access to premises or property for this purpose. The reports of all investigations shall be referred to the Board.

SEC. 5.1 Jurisdiction and functions of Regional Enforcement Commissions.

(a) Cases arising in any Wage Stabilization Board region involving alleged contravention of the act shall be dealt with by the appropriate Regional Enforcement Commission. Any two members of a Regional Enforcement Commission shall constitute a quorum.

(b) A Regional Enforcement Commission may from time to time appoint ad hoc Panels or Hearing Officers to hear any specified case or cases involving alleged contravention of the act.

(c) Each Regional Enforcement Commission shall direct and supervise the administration by the appropriate Regional Counsel of these enforcement regulations.

(d) The action of a Regional Enforcement Commission in any case of alleged contravention of the act, as evidenced by its findings and determination, shall be final, subject to appeal or review by the National Enforcement Commission as provided in section 5.6. Each Regional Enforcement Commission, however, shall be subject to general policy directives of the National Board and the National Enforcement Commission. Each Regional Enforcement Commission shall from time to time report its activities to the Regional Board and the National Enforcement Commission.

SEC. 5.2 Parties to Enforcement Proceedings. Within the meaning of the enforcement procedure the term "parties" shall mean the Regional Counsel, and the Chief Counsel, or their representatives, the person or persons alleged to have violated the act and, to the extent permitted under section 5.3 (i) of this regulation, the person or persons intervening in any enforcement proceeding.

SEC. 5.3 Complaint and Notice of Hearing. (a) No hearing shall be held in any enforcement case except upon the issuance of a Complaint and Notice of Hearing in conformity with this section. In any case where the Regional Counsel believes that an employer has paid wages, salaries or other compensation in contravention of the act and that a hearing should be held in the matter, he shall issue a Complaint and Notice of Hearing which shall direct such employer to appear at a hearing before the Regional Enforcement Commission or before a Panel or Hearing Officer designated by it. Such Complaint and Notice of Hearing shall contain a concise statement of the facts alleged to constitute a violation of the act, and a statement advising the employer that at the hearing he may be represented by counsel and will be given full opportunity to present testimony and evidence and to examine and cross-examine witnesses on all matters relating to the allegations. No answer shall be required to such Complaint; however, the employer may, if he so desires, file an answer with the Regional Counsel.

(b) Not less than ten days written notice of a hearing shall be served personally or by registered mail upon the employer.

(c) If any party to a proceeding desires to be represented by counsel, he may do so provided he files written notice

of that fact with the Regional Enforcement Commission. Whenever a party is represented by counsel, all papers shall be served upon such counsel for and on behalf of such party.

(d) The Regional Enforcement Commission, Panel or Hearing Officer shall have discretion to continue the hearing from day to day, or adjourn it to a later date or to a different place, by announcement thereof at the hearing or by other appropriate means. Any request for continuance made prior to the hearing shall be in writing and shall be filed with the Regional Enforcement Commission with a copy to each of the parties.

(e) In all cases where an employer desires a stenographic transcript of a hearing he shall notify the Regional Enforcement Commission five days prior to the hearing whereupon the Commission shall provide a reporter who shall be the official reporter. Stenographic transcripts of the proceeding shall be paid for by the parties requesting them, at the regular cost per copy.

(f) Witnesses shall be examined orally under oath. Stipulations of fact may be introduced into evidence with respect to any issue. The rules of evidence prevailing in courts of law or equity shall not be controlling.

(g) Contemptuous conduct at any hearing shall be ground for exclusion from the hearing. The refusal of a witness at any hearing to answer any question which has been ruled to be proper shall, in the discretion of the Regional Enforcement Commission, Panel or Hearing Officer, be ground for disregarding all testimony previously given by such witness on related matters.

(h) Evidence in support of the charge of alleged contravention shall be presented by the Regional Counsel or by any agent who may be designated by him for such purpose. Opportunity shall be given to all parties to present all relevant evidence, and argument, written or oral.

(i) Any person desiring to intervene in the hearing shall make a motion for intervention, stating the grounds upon which such person claims to have an interest in the proceeding. All such motions made prior to the hearing shall be in writing and shall be filed with the Regional Enforcement Commission which shall rule thereon or refer them to the Panel or Hearing Officer for ruling. An original and two copies of all such motions shall be filed and a copy thereof immediately served upon the other parties. Motions to intervene may be made orally at the time of the hearing. The Regional Enforcement Commission, Panel or Hearing Officer, as the case may be, may by order permit intervention in person or by counsel or other representative to such extent and upon such terms as they may deem proper.

SEC. 5.4 Issuance of subpoenas. The Chairman of the Regional Enforcement Commission, the Chairman of the Panel, or the Hearing Officer, as the case may be, may, as provided in section 3.4, issue subpoenas requiring the attendance and testimony of any witness and the production of any books, papers, records or other documents material to any en-

forcement case. Applications for subpoenas made prior to the hearing shall be filed with the Chairman of the Regional Enforcement Commission for the region in which the subpoena is to be returnable.

SEC. 5.5 Findings and determinations of the Regional Enforcement Commission. (a) If a hearing is before a Panel or Hearing Officer, the Panel or Hearing Officer shall, after the conclusion of the hearing, make proposed findings and determination which shall be filed with the Regional Enforcement Commission, and a copy thereof shall be sent to each of the parties. Within fourteen days after mailing of the proposed findings (unless such time is extended by the Regional Enforcement Commission), the parties may submit to the Regional Enforcement Commission written comments or objections to the proposed findings. Three copies of such written comments or objections shall be furnished to the Regional Enforcement Commission and a copy thereof to each of the parties. After the expiration of such fourteen days, the Regional Enforcement Commission shall, unless it directs a rehearing, make its final findings and determination in the case.

(b) The findings and determination of the Regional Enforcement Commission shall be in writing, showing the names of the members of the Commission participating in such decision. Any dissent from the majority decision of the Regional Enforcement Commission shall be recorded on the findings and determination. If, upon the entire record of the case, the Regional Enforcement Commission finds that any wage or salary, or other compensation payment has been made in contravention of the act, it shall determine that the entire amount of such payment be disregarded and disallowed by any Executive Department or any other agency of the Government: (1) For the purpose of calculating deductions under the Revenue Laws of the United States, (2) for the purpose of determining costs or expenses under any contract made by or on behalf of the United States, either directly or indirectly, (3) for the purpose of setting or approving any maximum price, and (4) in determining costs or expenses of any such employer for the purpose of any other law or regulation, whether heretofore or hereafter enacted or promulgated. If the Regional Enforcement Commission finds extenuating and mitigating circumstances, it may determine less than the full amount of wages, salary and other compensation payment be disregarded and disallowed. The Regional Enforcement Commission may also determine that the National Enforcement Commission recommend to any Executive Department or other agency of the Government responsible for the issuance and granting of priorities and material allocations, that it withhold priorities assistance and the allocation of materials from the person who has paid wages, salaries or other compensation in contravention of the act.

(c) Copies of the findings and determination of the Regional Enforcement

Commission shall be served upon the Regional Counsel and by registered mail upon the other parties.

SEC. 5.6 Appeal to National Enforcement Commission. (a) The findings and determination of a Regional Enforcement Commission shall be final; subject, however, to the right of the employer or the Regional Counsel to appeal to the National Enforcement Commission for review of the findings and determination. Such appeal shall be taken within fourteen days of the days of mailing to the parties of the findings and determination. If either the employer or the Regional Counsel appeals he shall, within such fourteen days, file a petition for review and five typewritten copies thereof, including any supporting memoranda, with the Regional Enforcement Commission and mail a copy thereof to each of the other parties. If timely request is made to the Regional Enforcement Commission within such fourteen days, the time for filing a Petition for Review may be extended by the Regional Enforcement Commission.

(b) Any petition for review shall state in detail the objections to the findings or determination or other portion of the record or transcript of the proceeding upon which reliance is placed.

(c) Upon the filing of a Petition for Review the Regional Enforcement Commission shall transmit the entire record in the case to the National Enforcement Commission.

(d) Any party may, within fourteen days from the date of mailing a Petition for Review, file comments thereon. Five copies of such comments shall be served by registered mail to the National Enforcement Commission and one copy similarly served on each of the other parties.

(e) Upon consideration of a Petition for Review, the National Enforcement Commission will render its decision upon the entire record of the case. In special cases, upon request duly made in the Petition for Review and upon good cause shown, the National Enforcement Commission may permit further oral or written argument or proof. In rendering its decision the National Enforcement Commission may affirm, reverse, or modify the findings and determination or any part thereof, or send the case back to the Regional Enforcement Commission for appropriate action. Copies of the National Enforcement Commission's decision shall be transmitted to the parties.

(f) If no Petition for Review is filed the Regional Enforcement Commission shall at the expiration of the period allowed for filing a Petition for Review transmit to the National Enforcement Commission the entire record in the case, including its findings and determination, for appropriate action in accordance with section 5.8.

(g) If no Petition for Review is filed the National Enforcement Commission may, within 20 days from receipt of the case from the Regional Enforcement Commission, review on its own motion the findings and determination of the Regional Enforcement Commission.

SEC. 5.7 National cases. (a) When-

ever the National Enforcement Commission deems it necessary in order to effectuate the policies of the act, it may cause the original hearing in any case to be held before it instead of before a Regional Enforcement Commission, Panel or Hearing Officer. In any such case, the complaint and Notice of Hearing shall be issued by the Chief Counsel. Such hearing shall be conducted according to the procedures governing hearings before the Regional Enforcement Commission, set forth herein, except that "National Enforcement Commission" shall be substituted for "Regional Enforcement Commission, Panel or Hearing Officer" and "Chief Counsel" shall be substituted for "Regional Counsel" in following such procedure.

(b) The findings and determination of the National Enforcement Commission in cases under this section shall be made in accordance with Section 5.5. Copies of such findings and determination shall be transmitted to the Chief Counsel and served by registered mail on the other parties.

(c) The findings and determination of the National Enforcement Commission shall be final.

SEC. 5.8 Transmittal of determination to appropriate Government agencies.

(a) The National Enforcement Commission shall promptly certify and forward its final determination in the case or that of the Regional Enforcement Commission to the appropriate government agency or agencies. The determination shall be conclusive for the purposes therein stated. The executive departments and other agencies of the government which receive certifications of such determinations shall disregard and disallow the amount thus certified.

(b) The National Enforcement Commission may also recommend to any Executive Department or other agency of the Government responsible for the issuance and granting of priorities and material allocations, that such department or agency withhold priorities assistance and the allocation of materials from the person who has paid wages, salaries or other compensation in contravention of the act.

SEC. 5.9 Prevention and punishment of violations. Whenever in the judgment of the Regional Counsel or Chief Counsel any person has engaged or is about to engage in any acts or practices which constitute or will constitute a violation of section 405 of the act, he may request such person to cease or refrain from such conduct. The Regional Counsel or Chief Counsel, in such instances as they deem it necessary, may recommend to the appropriate authority that action be taken against such person under section 409 (a) and (b) and section 706 of the act. Action taken under this section shall in no way preclude action under any other part of this regulation.

Adopted by unanimous vote of the Board on June 28, 1951.

GEORGE W. TAYLOR,
Chairman.

[F. R. Doc. 51-8611; Filed, July 24, 1951;
8:45 a. m.]

Chapter XVII—Housing and Home Finance Agency

[CR 3, Appendix 1]

CR 3—RELAXATION OF RESIDENTIAL CREDIT CONTROLS: REGULATION GOVERNING PROCESSING AND APPROVAL OF EXCEPTIONS AND TERMS FOR CRITICAL DEFENSE HOUSING AREAS

APP. 1—CRITICAL DEFENSE HOUSING AREAS

Appendix 1 to CR 3, Relaxation of Residential Credit Controls: Regulation Governing Processing and Approval of Exceptions and Terms for Critical Defense Housing Areas, originally issued at 16 F. R. 3838 (May 2, 1951) and last amended at 16 F. R. 6941 (July 17, 1951), is hereby further amended to read as follows:

APPENDIX 1 TO CR 3, AS AMENDED, CRITICAL DEFENSE HOUSING AREAS¹

Critical defense housing area	State	Date designated
1. San Diego.....	California.....	May 2, 1951
2. Corona.....	do.....	May 8, 1951
3. Colorado Springs.....	Colorado.....	Do.
4. Star Lake.....	New York.....	May 23, 1951
5. Fort Leonard Wood area.....	Missouri.....	Do.
6. Camp Cooke area.....	California.....	June 8, 1951
7. Bremerton.....	Washington.....	Do.
8. San Marcos.....	Texas.....	Do.
9. Valdosta.....	Georgia.....	June 20, 1951
10. Tullahoma.....	Tennessee.....	Do.
11. Camp Pendleton area.....	California.....	Do.
12. Solano County.....	do.....	June 29, 1951
13. Quad Cities area.....	Iowa-Illinois.....	Do.
14. Hanford AEC Operations area.....	Washington.....	July 3, 1951
15. Barstow.....	California.....	Do.
16. Camp Roberts area.....	do.....	Do.
17. Brazoria County.....	Texas.....	Do.
18. Tooele.....	Utah.....	Do.
19. Dana.....	Indiana.....	July 13, 1951
20. El Centro-Imperial area.....	California.....	Do.
21. Borger.....	Texas.....	Do.
22. Huntsville.....	Alabama.....	Do.
23. Mineral Wells.....	Texas.....	July 17, 1951
24. Las Cruces.....	New Mexico.....	Do.
25. Alamogordo.....	do.....	Do.
26. Wichita.....	Kansas.....	July 25, 1951
27. Columbus.....	Indiana.....	Do.

¹ These areas are in addition to three areas of Atomic Energy Commission installations in which exceptions from residential credit restrictions are issued pursuant to CR 2 of the Housing and Home Finance Agency.

² Area of Davenport, Iowa; and Moline, East Moline, and Rock Island, Illinois.

B. T. FITZPATRICK,
Acting Housing and Home
Finance Administrator.

[F. R. Doc. 51-8508; Filed, July 24, 1951;
8:53 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 202—ANCHORAGE REGULATIONS

SUBPART B—ANCHORAGE GROUNDS

HAMPTON ROADS, VA.

Pursuant to the provisions of section 7 of the River and Harbor Act of March 4, 1915 (38 Stat. 1053; 33 U. S. C. 471), § 202.168 (a) is hereby amended by revising the descriptions of Anchorages A, B, and C, as follows:

§ 202.168 Hampton Roads, Va., and adjacent waters—(a) Hampton Roads—(1) Anchorage A. Hampton Bar (temporary). * * * and shoreward of a line described as follows: Beginning at latitude 37°00'04", longitude 76°18'50.5"; thence to latitude 36°59'11", longitude 76°19'00"; thence to latitude 36°59'08.5", longitude 76°19'04.5"; and thence to latitude 37°00'00", longitude 76°22'08".

(2) Anchorage B. Hampton Flats (naval). Shoreward of a line described as follows: Beginning at latitude 37°00'00", longitude 76°22'08"; thence to latitude 36°59'08.5", longitude 76°19'04.5"; thence to latitude 36°57'57.5", longitude 76°20'46.5"; and thence to latitude 36°58'56", longitude 76°23'47".

(3) Anchorage C. Newport News Bar. Shoreward of a line described as follows: Beginning at latitude 36°58'56", longitude 76°23'47"; thence to latitude 36°57'57.5", longitude 76°20'46.5"; thence to latitude 36°57'41", longitude 76°21'12.5"; thence to latitude 36°57'35.5", longitude 76°21'29"; thence along the north side of Newport News Channel to latitude 36°57'20", longitude 76°24'38"; and thence to the radio tower at approximately latitude 36°57'47.5", longitude 76°24'40.5".

[Regs. July 6, 1951, 800.212-ENGWO] (38 Stat. 1053; 33 U. S. C. 471)

WM. E. BERGIN,
Major General, USA,
Acting The Adjutant General.

[F. R. Doc. 51-8547; Filed, July 24, 1951;
8:48 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 64—DOMESTIC INSURANCE AND COLLECT-ON-DELIVERY SERVICES: INDEMNITY

SCOPE OF COLLECT-ON-DELIVERY SERVICE

In § 64.23 Scope of collect-on-delivery service amend paragraph (b) to read as follows:

(b) C. o. d. articles may be mailed at and addressed to all post offices in the United States proper, Puerto Rico, Hawaii, and the Virgin Islands of the United States, and all money order post offices in Alaska.

(R. S. 161, 396, sec. 8, 37 Stat. 558, as amended, secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369, 39 U. S. C. 244.)

The foregoing amendment shall be effective September 1, 1951.

[SEAL]

J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 51-8549; Filed, July 24, 1951;
8:48 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 733]

ALASKA

WITHDRAWING PUBLIC LANDS FOR USE OF DEPARTMENT OF THE ARMY FOR MILITARY PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Alaska are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Department of the Army for military purposes:

FAIRBANKS MERIDIAN

T. 1 S., R. 2 E., unsurveyed
Secs. 14, 15, 16, 21, 22, 23, 26, 27, and 28.

The areas described aggregate 5,760 acres.

This order shall take precedence over but not otherwise affect Public Land Order No. 585 of April 14, 1949, withdrawing lands for classification and examination, and in aid of proposed legislation, so far as such order affects any of the above-described lands; *Provided, however*, That the public shall have the right of traversing the lands reserved hereby by way of the Chena River or such highway as may be constructed over the lands.

It is intended that the lands described above shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

OSCAR L. CHAPMAN,
Secretary of the Interior.

JULY 18, 1951.

[F. R. Doc. 51-8531; Filed, July 24, 1951;
8:52 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

PART 122—MONTHLY OPERATING REPORTS

SUBPART C—SLEEPING CAR COMPANIES

MONTHLY REPORT OF REVENUES, EXPENSES, INCOME, AND STATISTICS

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 10th day of July A. D. 1951.

The matter of monthly reports from sleeping car companies being under consideration pursuant to the provisions of section 20 of the Interstate Commerce Act.

It appearing, that by order dated February 24, 1911, all sleeping car com-

RULES AND REGULATIONS

panies subject to the provisions of the Act, and every receiver or operating trustee of such a company were directed to file "Monthly Reports of Revenues and Expenses of Car and Auxiliary Operations, and of Operating Statistics of Sleeping Car Companies," which were prescribed by that order; and

It further appearing, that The Pullman Company is the only sleeping car company now subject to the provisions of the act and therefore required to comply with the said order of February 24, 1911; and

It further appearing, that the "Monthly Report of Revenues, Expenses, Income, and Statistics" and Instructions thereon, which is attached hereto and made a part hereof,¹ is necessary for proper administration of Part 1 of the

act as it relates to sleeping car operation of The Pullman Company; and

It further appearing, that The Pullman Company collaborated in the formulation of the attached monthly report and intends with our permission to compile that report retroactively to January 1, 1951:

It is ordered, That the order dated February 24, 1911, prescribing "Monthly Report of Sleeping Car Companies" (49 CFR 122.21) be, and it is hereby canceled, effective January 1, 1951; and

It is further ordered, That The Pullman Company shall, effective January 1, 1951, comply with the provisions of the attached form of monthly report,¹ unless within 45 days after the date of this order it shall show due cause why it

should be relieved of such compliance; and

It is further ordered, That a copy of this order and attachments shall be served on The Pullman Company and that notice shall be given to the general public by depositing a copy of the order and attachments in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

(Sec. 12, 24 Stat. 383, as amended; 49 U. S. C. 12)

By the Commission, Division 1.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 51-8545; Filed, July 24, 1951;
8:49 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF THE TREASURY

Bureau of Internal Revenue

[26 CFR Part 29]

AMENDMENT OF REGULATIONS 111 TO CONFORM TO SECTION 304 OF THE EXCESS PROFITS TAX ACT OF 1950

NOTICE OF PROPOSED RULE MAKING

Notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form in the attached appendix are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury. Prior to the final adoption of such regulations, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing in duplicate to the Commissioner of Internal Revenue, Washington 25, D. C., within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. The proposed regulations are to be issued under the authority contained in sections 62 and 3791 of the Internal Revenue Code (53 Stat. 32, 467; 26 U. S. C. 62, 3791) and sections 391 to 396, inclusive, of the Internal Revenue Code.

[SEAL] GEO. J. SCHOENEMAN,
Commissioner of Internal Revenue.

In order to conform Regulations 111 [26 CFR, Part 29] to section 304 (f) and (g) of the Excess Profits Tax Act of 1950 (Public Law 909, 81st Congress), approved January 3, 1951, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 29.391-1 [26 CFR 29.391-1] and § 29.396-1 [26 CFR 29.396-1] the following:

SEC. 304. TECHNICAL AMENDMENTS [EXCESS PROFITS TAX ACT OF 1950, APPROVED JANUARY 3, 1951].

* * *

¹ Form filed as part of original document but not published.

(f) Supplement S of chapter 1 of such [Internal Revenue] code is hereby amended by striking out "section 725" wherever appearing therein and inserting in lieu thereof "section 449".

(g) The amendments made by this section shall be applicable with respect to taxable years ending after June 30, 1950.

PAR. 2. Section 29.391-1 [26 CFR 29.391-1] is hereby amended as follows:

(A) By striking out "(as defined in section 725 and the regulations thereunder)" and "(See section 725 (b))".

(B) By adding at the end of the section the following sentences: "For definition of a personal service corporation and for method of election for taxable years to which the excess profits tax imposed by subchapter D of chapter 1 of the Internal Revenue Code is applicable, see section 449 and the regulations thereunder. For such definition and the method of election for taxable years to which the excess profits tax imposed by subchapter E of chapter 2 of the Code was applicable, see section 725 and the regulations thereunder."

PAR. 3. Section 29.393-1, as amended by Treasury Decision 5458, approved June 15, 1945 [26 CFR 29.393-1] is hereby further amended as follows:

(A) By striking out "1942" in the example at the end of the section and substituting in lieu thereof "1951".

(B) By striking out "\$76,000", "\$94,000," and "\$106,000" in the example at the end of the section and substituting in lieu thereof, respectively, wherever appearing therein, "\$83,800", "\$86,200", and "\$113,800".

PAR. 4. Section 29.394-1 [26 CFR 29.394-1] is hereby amended by striking out that portion of the first sentence which precedes "the undistributed Supplement S net income" and substituting in lieu thereof the following: "If a personal service corporation is exempt from the excess profits tax imposed under subchapter D of chapter 1 of the In-

ternal Revenue Code for any taxable year by reason of an election under section 449, or is exempt from the excess profits tax imposed under subchapter E of chapter 2 for any taxable year beginning before January 1, 1946, by reason of an election under section 725,".

[F. R. Doc. 51-8560; Filed, July 24, 1951;
8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Production and Marketing
Administration

[7 CFR Part 160]

REGULATIONS AND FEE SCHEDULE CONCERNING NAVAL STORES AND RELATED COMMODITIES

EXTENSION OF TIME

Notice is hereby given of an extension, until August 20, 1951, of the period of time within which any interested person may submit written data, views or arguments concerning the proposal to amend the regulations for the enforcement of the Naval Stores Act (7 CFR 160.1-160.100) and the schedule of fees for inspection of naval stores and related commodities (7 CFR 160.201-160.204), and to adopt regulations for the inspection of such related commodities upon request pursuant to section 4 of the Naval Stores Act (7 U. S. C. 94) and sections 203 and 205 of the Agricultural Marketing Act of 1946 (7 U. S. C. 1622 and 1624).

Notice of rule making concerning the proposed amendments was published in the FEDERAL REGISTER on June 30, 1951 (16 F. R. 6400).

Done at Washington, D. C., this 20th day of July 1951.

[SEAL]

C. J. McCORMICK,
Acting Secretary of Agriculture.

[F. R. Doc. 51-8558; Filed, July 24, 1951;
8:45 a. m.]

[7 CFR Part 947]

[Docket No. AO-113-A13]

HANDLING OF MILK IN FALL RIVER, MASS.,
MARKETING AREA

DECISION WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND PROPOSED ORDER AMENDING ORDER NOW IN EFFECT

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900), a public hearing was conducted at Fall River, Massachusetts on April 12-13, 1951, pursuant to notice thereof which was issued on March 14, 1951, (16 F. R. 2517).

The material issues presented on the record were related to several provisions of the order including a proposed method for computing a composite wage index for use in the Class I price formula. It is imperative that action be taken as soon as possible in regard to the method of computing a composite wage index for use in the Class I price formula since the publication of the data prescribed by the order for use in the formula computation has been discontinued. This decision is made, therefore, with respect to the issue requiring immediate action whereas other issues require further study and will be treated in a separate decision.

Findings and conclusions. The following findings and conclusions on the issue decided herein are based upon the evidence introduced at the hearing and the record thereof.

The order should provide for the computation of a composite wage rate index which would be similar to the farm-wage rate index which has been utilized in the calculation of the Class I formula price since the adoption of that formula April 1, 1948. The United States Department of Agriculture is no longer collecting information from which the monthly composite wage rates were computed and that series has been discontinued. Therefore, it is necessary to compute an equivalent composite farm wage rate. Farm wage rates are recorded quarterly by the United States Department of Agriculture as rates per month with board and room, per month with house, per week with board and room, per week without room or board, and per day without board or room. These rates should be expressed as a simple average monthly composite rate by converting the weekly rates to a monthly equivalent by multiplying by 4.33 weeks and by converting the daily rate to a monthly basis by using 26 working days per month. The simple average monthly composite farm wage rates for each of the four states used in the Class I formula should be combined according to the rate expressed in the order. In order to express the rate as an index on the same basis as that used in converting the previously published monthly composite farm wage rate to an index number for computation of the formula price, it is necessary to divide the milkshed average composite wage rate figure

by .6394. This factor is determined from the average relationship of the milkshed average wage rate figure derived from the currently published data to this series which was previously published and used in the computation of the formula price.

The due and timely execution of the function of the Secretary under the act imperatively and unavoidably requires the omission of a recommended decision by the Assistant Administrator, Production and Marketing Administration, and the opportunity for exceptions thereto.

The conditions complained of are such that it is urgent that remedial action be taken as soon as possible. Delay beyond the minimum time required to make the attached order effective would defeat the purpose of such amendments. Accordingly, the time necessarily involved in the preparation, filing, and publication of a recommended decision, and exceptions thereto, would make such relief ineffective.

Rulings on proposed findings and conclusions. Briefs were filed on behalf of interested parties. Every point covered in the briefs was carefully considered, along with the evidence in the record in making the findings and reaching the conclusions hereinafter set forth. To the extent that such proposed findings and conclusions are inconsistent with the findings and conclusions contained herein the requests to make such findings or to reach such conclusions are denied on the basis of the facts found and stated in connection with the conclusions in this decision.

General findings. (a) The proposed marketing agreement and the order, as amended, and as hereby proposed to be further amended, and all of the terms and conditions thereof will tend to effectuate the declared policy of the act;

(b) The parity prices of milk as determined pursuant to section 2 of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the proposed marketing agreement and in the order, as amended, and as hereby proposed to be further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk and be in the public interest; and

(c) The proposed marketing agreement and the order, as amended and as hereby proposed to be further amended, will regulate the handling of milk in the same manner as, and are applicable only to persons in the respective classes of industrial and commercial activity specified in the said marketing agreement upon which a hearing has been held.

Determination of representative period. The month of April 1951, is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the order amending the order, now in effect, regulating the handling of milk in the Fall River, Massachusetts, marketing area, in the manner set forth in the attached amending order is approved or favored by producers who, during such period,

were engaged in the production of milk for sale in the marketing area specified in such marketing order.

Annexed hereto and made a part hereof are two documents entitled, respectively, "Marketing Agreement Regulating the Handling of Milk in the Fall River, Massachusetts, Marketing Area," and "Order Amending the Order, as amended, Regulating the Handling of Milk in the Fall River, Massachusetts Marketing Area," which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions. These documents shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and orders have been met.

It is hereby ordered, That all of this decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of said marketing agreement are identical with those contained in the order, as amended, and as hereby proposed to be further amended by the attached order which will be published with this decision.

This decision filed at Washington, D. C., this 20th day of July 1951.

[SEAL] C. J. McCORMICK,
Acting Secretary of Agriculture.

Order¹ Amending the Order, as Amended, Regulating the Handling of Milk in the Fall River, Massachusetts, Marketing Area

§ 947.0 **Findings and determinations.** The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and each of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) **Findings upon the basis of the hearing record.** Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure, as amended, governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the Fall River, Massachusetts, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order, as amended, and as hereby further amended, and all of the terms and conditions thereof, will

¹ This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and orders have been met.

PROPOSED RULE MAKING

tend to effectuate the declared policy of the act:

(2) The parity prices of milk as determined pursuant to section 2 of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order, as amended, and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk and be in the public interest; and

(3) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which a hearing has been held.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof the handling of

milk in the Fall River, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended, and the aforesaid order, as amended, is hereby further amended as follows:

Delete § 947.6 (a) (3) (ii) and substitute the following:

(ii) Compute the simple average of monthly equivalent farm wage rates for each of the states named below after converting the rates reported by the United States Department of Agriculture to monthly equivalents by multiplying the rates by the factors as follows: rate per month with board and room, 1; rate per month with house, 1; rate per week with board and room, 4.33; rate per week without board or room, 4.33; and rate per day without board or room, 26. Next compute a weighted monthly wage rate by combining the average wage rates for the respective

states with the weights; Maine 10, Massachusetts, 6, New Hampshire, 7; and Vermont, 77. Divide the weighted average monthly wage rate by .6394 and multiply by 0.4.

[F. R. Doc. 51-8555; Filed, July 24, 1951; 8:46 a. m.]

FEDERAL SECURITY AGENCY

Food and Drug Administration

[21 CFR Parts 29, 30]

FRUIT PRESERVES, FRUIT JELLIES, AND FRUIT BUTTER; DEFINITIONS AND STANDARDS OF IDENTITY

NOTICE OF PROPOSED RULE MAKING

Correction

In F. R. Doc. 51-8337, appearing at page 7070 of the issue for Friday, July 20, 1951, the following change should be made:

In the fourteenth line of § 29.5, "(a)" should read "(e)."

NOTICES

DEPARTMENT OF AGRICULTURE

Office of the Secretary

SALE OF MINERAL INTERESTS; REVISED AREA DESIGNATIONS

Schedule A, entitled Fair Market Value Areas, and Schedule B, entitled One Dollar Areas, accompanying the Secretary's Order dated June 26, 1951 (16 F. R. 6318), are amended as follows:

In Schedule A under Kansas, in alphabetical order, add the Counties "Greeley" and "Sherman" and under South Dakota, add, in alphabetical order, the County "Sully".

In Schedule B under Kansas, delete the Counties "Greeley" and "Sherman" and under South Dakota, delete the County "Sully".

(Sec. 3, Pub. Law 760, 81st Cong.)

Done at Washington, D. C., this 20th day of July 1951.

[SEAL] C. J. McCORMICK,
Acting Secretary of Agriculture.

[F. R. Doc. 51-8541; Filed, July 24, 1951; 8:50 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

NOTICE FOR FILING OBJECTIONS TO PLO 733¹
WITHDRAWING PUBLIC LANDS FOR THE USE
OF THE DEPARTMENT OF THE ARMY FOR
MILITARY PURPOSES

For a period of 60 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objec-

¹ See F. R. Doc. 51-8531, Title 43, Chapter I, App., *supra*.

tions to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

OSCAR L. CHAPMAN,
Secretary of the Interior.

JULY 18, 1951.

[F. R. Doc. 51-8532; Filed, July 24, 1951; 8:52 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 3842]

NEW ENGLAND AIR EXPRESS, INC.

NOTICE OF POSTPONEMENT OF HEARING

In the matter of the application of New England Air Express, Inc. for an exemption filed pursuant to § 291.16 of the Board's Economic Regulations and section 416 (b) of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, that hearing in the above-entitled proceeding, now assigned to be held on July 31, 1951, is postponed to August 20, 1951, at 10:00 a. m., e. d. s. t., in Room E-210, Temporary Building No.

5, Sixteenth and Constitution Avenue NW., Washington, D. C., before Examiner James S. Keith.

Dated at Washington, D. C., July 20, 1951.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Acting Secretary.

[F. R. Doc. 51-8504; Filed, July 24, 1951; 8:53 a. m.]

ECONOMIC STABILIZATION
AGENCY

Office of Price Stabilization

[Ceiling Price Regulation 7, Section 43,
Special Order 183]

THE STEUBENVILLE POTTERY CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, The Steubenville Pottery Company, Steubenville, Ohio, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of pottery dinnerware manufactured by Steubenville Pottery Company, Steubenville, Ohio, having the brand name(s) "Woodfield Leaf Dinnerware" and "American Modern Dinnerware" shall be the proposed retail ceiling prices listed by The Steubenville Pottery Company in its application dated April 26, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, The Steubenville Pottery Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation

which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)		(Column 2)	
Our price to retailers		Retailer's ceilings for articles of cost listed in column 1	
\$..... per.....	unit. dozen. etc.	Terms	net. percent EOM. etc.
			\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order

which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8590; Filed, July 23, 1951;
12:04 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 184]

VERNON KILNS

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Vernon Kilns, 2310 East Fifty-second Street, Los Angeles 58, California, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of semiporcelain tableware manufactured by Vernon Kilns, 2310 East Fifty-

3. On and after August 23, 1951, Central Commercial Industries, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within 2 months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... unit, dozen, etc.	Terms net, percent EOM, etc. \$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division,

Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8592; Filed, July 23, 1951;
12:05 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 186]

BRENTWOOD SPORTSWEAR

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Brentwood Sportswear, Twenty-second and Arch Streets, Philadelphia 3, Pennsylvania, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special

order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to Section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of denim slacks and spun rayon gabardine slacks manufactured by Brentwood Sportswear, Twenty-second and Arch Streets, Philadelphia 3, Pennsylvania, having the brand name(s) "Brentwood Hobby Jeans" shall be the proposed retail ceiling prices listed by Brentwood Sportswear in its application dated May 31, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, Brentwood Sportswear must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the

NOTICES

retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... unit, dozen, Terms etc. etc. etc.	net. percent EOM, etc. etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8593; Filed, July 23, 1951;
12:05 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 187]

BURNS CUBOID CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Burns Cuboid Company, 1007 East Washington Street, Santa Ana, California, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of shoe accessories manufactured by Burns Cuboid Company, 1007 East Washington Street, Santa Ana, California, having the brand name(s) "Cuboids" "Doggies" shall be the proposed retail ceiling prices listed by Burns Cuboid Company in its application dated March 19, 1951, and filed with the Office of Price

Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, Burns Cuboid Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if

any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	unit. net. dozen. percent EOM. etc. etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8594; Filed, July 23, 1951;
12:05 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 188]

JULIUS KAYSER & Co.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Julius Kayser & Co., 500 Fifth Avenue, New York, New York, has applied to the Office of Price Stabilization for maxi-

mum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of women's and children's underwear, hosiery and gloves manufactured by Julius Kayser & Co., 500 Fifth Avenue, New York, New York, having the brand name(s) "Kayser" shall be the proposed retail ceiling prices listed by Julius Kayser & Co., in its application dated April 17, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, Julius Kayser & Co. must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stat-

ing the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	unit. net. dozen. percent EOM. etc. etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment,

the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8595; Filed, July 23, 1951;
12:05 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 189]

A. STEIN & Co.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, A. Stein & Company, 1143 West Congress Street, Chicago, Illinois, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the

number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of men's garters, suspenders, belts and buckles; boy's belts; women's sanitary belts, garter belts, hose supporters, dress shields, girdles, chafe shields, crotch shields, brassieres, and elastic strips manufactured by A. Stein & Company, 1143 West Congress Street, Chicago, Illinois having the brand name(s) "Paris", "Permalift" and "Hickory" shall be the proposed retail ceiling prices listed by A. Stein & Company in its application dated May 15, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, A. Stein & Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of

this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)		(Column 2)	
Our price to retailers		Retailer's ceilings for articles of cost listed in column 1	
\$..... per.....	[unit. dozen. etc.]	Terms [net. percent EOM. etc.]	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or

amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8596; Filed, July 23, 1951;
12:06 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 190]

WAYNE KNITTING MILLS
CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Wayne Knitting Mills, Fort Wayne 1, Indiana has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of women's hosiery manufactured by Wayne Knitting Mills, Fort Wayne 1, Indiana, having the brand name(s) "Belle-Sharmeer" shall be the proposed retail ceiling prices listed by Wayne Knitting Mills in its application dated June 22, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the manufacturer's application dated June 22, 1951. A list of such ceiling

prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, Wayne Knitting Mills must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the de-

livery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$----- per-----	Unit, dozen, etc.
	Terms, percent EOM, etc.
	\$-----

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8597; Filed, July 23, 1951;
12:06 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 191]

A. E. PETERSON MANUFACTURING CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, A. E. Peterson Manufacturing Co., 700 Allen Avenue, Glendale 1, California, has applied to the

Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of foldable baby stroller and walker manufactured by A. E. Peterson Manufacturing Co., 700 Allen Avenue, Glendale 1, California, having the brand name(s) "Folda Rola" shall be the proposed retail ceiling prices listed by A. E. Peterson Manufacturing Co. in its application dated April 2, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, A. E. Peterson Manufacturing Co., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling

price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	<div style="display: inline-block; vertical-align: top;"> {unit. dozen. etc. </div> <div style="display: inline-block; vertical-align: top;"> Terms: {net. percent EOM. etc. </div>
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective

date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DISALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8598; Filed, July 23, 1951; 12:06 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 192]

GREAT AMERICAN KNITTING MILLS, INC.
CEILING PRICES AT RETAIL

Statement of Considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Great American Knitting Mills, Inc., Bechtelsville, Pennsylvania, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling prices established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price

Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to Section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of men's hose manufactured by Great American Knitting Mills, Inc., Bechtelsville, Pennsylvania having the brand name(s) "Gold Toe Socks" shall be the proposed retail ceiling prices listed by Great American Knitting Mills, Inc., in its application dated March 21, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, Great American Knitting Mills, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the

requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by the special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$----- per-----	unit. net. dozen. Terms percent EOM. etc. etc.
	\$-----

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months' period following the effective date of this special order and within 45 days of the expiration of each successive 6 months' period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months' period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8599; Filed, July 23, 1951;
12:06 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 193]

BUSCARLET GLOVE CO., INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Buscarlet Glove Company, Inc., 437 Fifth Avenue, New York 16, New York, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of ladies' leather gloves manufactured by Buscarlet Glove Company, Inc., 437 Fifth Avenue, New York 16, New York, having the brand name(s) "Kislav", "Glacelav", "Boxlav" and "Facilav" shall be the proposed retail ceiling prices listed by Buscarlet Glove Company, Inc. in its application dated May 25, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices an-

nexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, Buscarlet Glove Company, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article

of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$----- per-----	Unit, dozen, etc.
	Terms net, percent EOM, etc.
	\$-----

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DISALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8600; Filed, July 23, 1951; 12:07 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 194]

RAINFASHIONS FIFTH AVENUE, INC.
CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Rainfashions Fifth Avenue, Inc., 350 Fifth Avenue, New York 1, New York, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the

judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of ladies' rainwear manufactured by Rainfashions Fifth Avenue, Inc., 350 Fifth Avenue, New York 1, New York, having the brand name(s) Koroseal shall be the proposed retail ceiling prices listed by Rainfashions Fifth Avenue, Inc., in its application dated May 16, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the manufacturer's application dated May 31, 1951). A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, Rainfashions Fifth Avenue, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price.

This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above: Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$----- per----- unit, dozen, etc.	net. Terms percent EOM, etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the

sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8601; Filed, July 23, 1951;
12:07 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 195]

F. JACOBSON & SONS, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, F. Jacobson & Sons, Inc., has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order allows for establishment of a cost bracket to the retailer, which bracket applies to a specific retail price. The costs of the articles purchased by the retailer should, on the average, fall evenly between the polar ends of each cost bracket and will thus maintain the general historical markup pattern. The establishment of such cost brackets permits minor changes in costs without influencing the general level of retail prices of the articles in question.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying

special order. The applicant is required to send purchasers of the articles a copy of this special order and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The following ceiling prices are established for sales after the effective date of this special order by any seller at retail of men's shirts, sportswear, pajamas and sleepwear manufactured by F. Jacobson & Sons, Inc., 1115 Broadway, New York, New York, having the brand names "Jayson" and "Excello" and described in the manufacturer's application dated March 12, 1951. Sales may, of course, be made at less than these ceiling prices. The manufacturer's prices carry terms of 3/10 EOM or 2/10-60 extra (terms at customer's option) to all retail customers.

Manufacturer's selling price (per dozen)	Ceiling price at retail (per unit)
\$17.50- \$18.64	\$2.50
18.65- 19.39	2.65
19.40- 20.24	2.75
20.25- 22.50	2.95
22.51- 23.99	3.25
24.00- 26.00	3.50
26.01- 26.75	3.65
26.76- 27.49	3.75
27.50- 30.00	3.95
30.01- 30.99	4.25
31.00- 33.29	4.50
33.30- 34.49	4.75
34.50- 36.00	4.95
36.01- 36.75	5.00
36.76- 38.49	5.25
38.50- 39.99	5.50
40.00- 41.99	5.75
42.00- 42.99	5.95
43.00- 43.99	6.00
44.00- 44.99	6.25
45.00- 46.99	6.50
47.00- 47.99	6.75
48.00- 51.00	6.95
51.01- 52.49	7.25
52.50- 54.79	7.50
54.80- 55.99	7.75
56.00- 57.75	7.95
57.76- 59.74	8.25
59.75- 61.49	8.50
61.50- 63.24	8.75
63.25- 69.00	8.95
69.01- 70.49	9.50
70.50- 72.49	10.00
72.50- 74.49	10.25
74.50- 75.99	10.50
76.00- 77.74	10.75
77.75- 79.49	10.95
79.50- 83.49	11.50
83.50- 86.99	11.95
87.00- 88.99	12.50
89.00- 93.59	12.95
93.60- 97.19	13.50
97.20- 100.79	13.95
100.80- 104.39	14.50
104.40- 108.49	15.00
108.50- 112.24	15.50
112.25- 115.49	15.95
115.50- 118.99	16.50
119.00- 122.49	16.95
122.50- 126.24	17.50
126.25- 129.99	18.00

Manufacturer's selling price (per dozen)	Ceiling price at retail (per unit)
\$130.00-\$133.49	\$18.50
133.50-136.99	19.00
137.00-140.49	19.50
140.50-144.49	20.00
144.50-147.99	20.50
148.00-151.49	21.00
151.50-154.99	21.50
155.00-155.99	22.00
156.00-159.99	22.50
160.00-165.99	23.00
166.00-169.49	23.50
169.50-172.99	24.00
173.00-176.49	24.50
176.50-180.49	25.00
180.50-183.99	25.50
184.00-187.49	26.00
187.50-190.99	26.50
191.00-194.49	27.00
194.50-198.49	27.50
198.50-201.99	28.00
202.00-205.49	28.50
205.50-208.99	29.00
209.00-212.49	29.50
212.50-216.00	30.00

2. The retail ceiling price of an article stated in paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation falling within the same bracket selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after August 23, 1951, F. Jacobson & Sons, Inc., must mark each article listed in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after September 22, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to September 22, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in paragraph 1 of this special order or changes the retail ceiling price of a listed article, F. Jacobson & Sons, Inc., must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to

the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of the special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. Within 15 days after the effective date of any subsequent amendment to the special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the seller had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the seller is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective July 24, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

JULY 23, 1951.

[F. R. Doc. 51-8602; Filed, July 23, 1951;
12:07 p. m.]

[Region III, Redelegation of Authority 3]

DIRECTOR OF CAMDEN DISTRICT OFFICE,
REGION III

REDELEGATION OF AUTHORITY TO AUTHORIZE
MARKUPS IN EXCESS OF APPENDIX E OF
CPR 7, AND TO PERMIT PRICING METHODS
FOR SETS (GROUPS OF ARTICLES) TO WHICH
SERVICES HAVE BEEN ADDED AND FOR RE-
PAIRED OR RECONDITIONED ARTICLES

By virtue of the authority vested in me as Acting Director of the Regional Office of Price Stabilization, No. 3, pursuant to delegation of authority No. 5 (16 F. R. 3672), this redelegation of authority is hereby issued.

1. Authority is hereby redelegated to the Director of the Camden, New Jersey District Office, Office of Price Stabilization, to authorize, by order, in accordance with section 39 (b) (3) of Ceiling Price Regulation 7, markups higher than those listed in Appendix E of that regulation.

2. Authority is hereby redelegated to the Director of the Camden, New Jersey District Office, Office of Price Stabilization, to permit, by order, in accordance with section 39 (c) (2) of Ceiling Price Regulation 7, sellers to add to the total net costs of the constituent articles of assembled sets (groups of articles) to which services have been added, the cost of the services provided and a markup in line with the level of prices established by that regulation.

3. Authority is hereby redelegated to the Director of the Camden, New Jersey District Office, Office of Price Stabilization, to permit, by order, in accordance with section 39 (d) of Ceiling Price Regulation 7, sellers to add to the ceiling price established under that regulation the actual net cost of reconditioning or repairing the articles to be sold.

This redelegation of authority is effective as of July 11, 1951.

JOSEPH J. McBRYAN,
Acting Director of
Regional Office No. 3.

JULY 23, 1951.

[F. R. Doc. 51-8617; Filed, July 23, 1951;
4:40 p. m.]

[Region III Redelegation of Authority 4]

DIRECTOR OF CAMDEN DISTRICT OFFICE,
REGION III

REDELEGATION OF AUTHORITY TO ACT ON AP-
PLICATIONS PERTAINING TO CERTAIN FOOD
AND RESTAURANT COMMODITIES

By virtue of the authority vested in me as Acting Director of the Regional Office of Price Stabilization, No. 3, pursuant to Delegation of Authority No. 8 (16 F. R. 738) this redelegation of authority is hereby issued.

1. Authority is hereby redelegated to the Director of the Camden, New Jersey District Office, Office of Price Stabilization, to act on all applications for price action and adjustment under the provisions of sections 15 (c), 26a, 28a, and 28b of CPR 14; sections 26, 26a, 27, and 30 (b) of CPR 15; and sections 22 (b), 24, 24a, and 26 (b) of CPR 16.

This redelegation of authority is effective as of July 11, 1951.

JOSEPH J. McBRYAN,
Acting Director of
Regional Office No. 3.

JULY 23, 1951.

[F. R. Doc. 51-8618; Filed, July 23, 1951;
4:40 p. m.]

[Region VI Redelegation of Authority 1,
Amdt. 1]

DIRECTORS OF DISTRICT OFFICES, REGION VI

REDELEGATION OF AUTHORITY TO ACT ON
APPLICATIONS PERTAINING TO CERTAIN
FOOD AND RESTAURANT COMMODITIES

By virtue of the authority vested in me as Director of the Regional Office of Price Stabilization, No. VI, pursuant to delegation of authority No. 8, Amendment 1

(16 F. R. 6640) this redelegation of authority is hereby issued.

Region VI, Redelegation of Authority No. 1 (16 F. R. 6639) is amended by adding item 2 to read as follows:

2. Authority to act under section 21a of CPR 15. Authority is hereby redelegated to the Directors of the Cincinnati, Ohio; Columbus, Ohio; Detroit, Michigan; Grand Rapids, Michigan; Louisville, Kentucky, and Toledo, Ohio, District Offices of the Office of Price Stabilization to act on all applications, price actions and adjustments under the provisions of section 21a of CPR 15.

This redelegation of authority shall take effect as of July 14, 1951.

SYDNEY A. HESSE,
Director of Regional Office No. VI.

JULY 23, 1951.

[F. R. Doc. 51-8615; Filed, July 23, 1951;
4:39 p. m.]

[Region VI Redelegation of Authority No. 3]

DIRECTORS OF DISTRICT OFFICES, REGION VI

REDELEGATION OF AUTHORITY TO ACT ON APPLICATIONS PERTAINING TO CERTAIN FOOD AND RESTAURANT COMMODITIES

By virtue of the authority vested in me as Director of the Regional Office of Price Stabilization, No. VI, pursuant to delegation of authority No. 13 (16 F. R. 6806) this redelegation of authority is hereby issued.

1. Authority to act under section 13 of CPR 11, as amended. Authority is hereby redelegated to the Directors of the Cincinnati, Ohio; Columbus, Ohio; Detroit, Michigan; Grand Rapids, Michigan; Louisville, Kentucky; and Toledo, Ohio, District Offices of the Office of Price Stabilization to act on all applications for price action and adjustment under the provisions of Section 13 of CPR 11, as amended.

The redelegation of authority in this item shall take effect on July 23, 1951.

SYDNEY A. HESSE,
Director of Regional Office No. VI.

JULY 23, 1951.

[F. R. Doc. 51-8616; Filed, July 23, 1951;
4:39 p. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 9978, 9979]

SOUTHLAND BROADCASTING CO. AND FRE-
QUENCY BROADCASTING SYSTEM, INC.

ORDER CONTINUING HEARING

In re applications of Southland Broadcasting Company, Shreveport, Louisiana, Docket No. 9978, File No. BL-4036, for license to cover construction permit for station KCIJ, Shreveport, Louisiana; and Southland Broadcasting Company and Frequency Broadcasting System, Inc., Docket No. 9979, File No. BAP-149, for assignment of construction permit of station KCIJ, Shreveport, Louisiana.

The Commission having under consideration a petition filed July 12, 1951, by Southland Broadcasting Company and Frequency Broadcasting System, Inc. requesting a continuance of the hearing presently scheduled for July 23, 1951, at New Orleans, Louisiana, in the proceeding upon the above-entitled applications; and

It appearing, that there is pending before the Commission a petition for reconsideration and grant without hearing; and that no action has been taken on the said petition as yet;

It is ordered, This 16th day of July 1951, that the petition is granted; and that the hearing in the above-entitled proceeding is continued indefinitely pending action on the said petition for reconsideration and grant without hearing.

FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-8552; Filed, July 23, 1951;
9:19 a. m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-1116, G-1152, G-1240, G-1817,
G-1344, G-1379, G-1415, G-1417, G-1457,
G-1509, G-1616, G-1625, G-1659]

PANHANDLE EASTERN PIPE LINE CO., ET AL.

ORDER GRANTING IN PART AND DENYING IN
PART APPLICATIONS FOR REOPENING OF
PROCEEDING, FURTHER CONSOLIDATING
PROCEEDINGS AND FIXING TIME AND PLACE
FOR HEARING

JULY 18, 1951.

In the matters of Panhandle Eastern Pipe Line Company, Docket Nos. G-1116, G-1240, G-1317, G-1344 and G-1417; City of Port Huron, City of Marysville, City of St. Clair, Michigan, municipal corporations, Docket No. G-1152; South-eastern Michigan Gas Company, Docket No. G-1415; Michigan Consolidated Gas Company, complainant, versus Panhandle Eastern Pipe Line Company, defendant, Docket No. G-1379; Northern Indiana Fuel and Light Company, Docket No. G-1457; Missouri Central Natural Gas Company, Docket No. G-1509; the Central West Utility Company, Docket No. G-1616; National Utilities Company of Michigan, Docket No. G-1625; and City of Auburn, Illinois, Docket No. G-1659.

On June 13, 1951, the Commission issued in the above-docketed proceedings, its opinion No. 214 and accompanying "Findings, Conclusions and Interim Order, Amending and Further Conditioning Order Issuing Certificate of Public Convenience and Necessity, Issued May 4, 1950, Consolidating Proceedings and Fixing Hearing."

Thereafter, applications for rehearing, for vacation or rescission of order, and for stay of the order were filed by various parties on the dates indicated as follows:

Indiana Gas & Water Company, Inc., July 2, 1951; (joint application and motion for stay) Bowling Green Gas Company, Central West Utility Company, Citizens Gas Company of Hannibal, Gas Service Company, Missouri Edison Company, Missouri Power & Light Company, Missouri Utilities Company and Missouri Western Gas Company, July 12, 1951;

(separate application for rehearing and motion for modification) Missouri Power & Light Company, July 12, 1951; Illinois Commerce Commission, July 13, 1951; (for rescission and vacation and for rehearing and stay) Central Illinois Electric & Gas Company, July 13, 1951, and Illinois Power Company, July 13, 1951; Central Illinois Light Company, July 13, 1951; Central Illinois Public Service Company, July 13, 1951; and Michigan Gas Storage Company, July 13, 1951.

The following issues, among others, have been raised by the several applications for rehearing and motions:

(i) Revision of paragraph (a) of section 6.1, Unauthorized Takes in Excess of Contract Demands, of the G series of rate schedules so as to provide for conjunctive billing of excess deliveries where seller delivers through two or more connections.

(ii) Revision of the tariff to permit a General Service Buyer and Small General Service Buyer to procure natural gas from any source other than Panhandle to the extent required by such buyer over and above the volume which Panhandle is able or willing to furnish.

(iii) Revision of section 10, Delivery Pressure, of general terms and conditions of the tariff so as to provide for a specific minimum delivery pressure in pounds per square inch gauge.

(iv) Revision of section 2, Applicability and Character of Service, of Rate Schedule S-1 of the Tariff and the applicable form of service agreement so to permit seller to deliver gas during the winter months of January, February, March, November and December of any year.

(v) Amendment of section 2, Applicability and Character of Service, so as to provide for limitation of monthly variations in deliveries, and to require that not less than 30,000 Mcf per day of gas be delivered during any day of the non-winter months.

The Commission is of the opinion that good grounds exist for reopening the proceedings in the above-docketed matters, and for reconsidering its Opinion No. 214 and the accompanying order issued June 13, 1951, in these proceedings, for the purpose of receiving evidence with respect to the issues raised by the applications for rehearing as set forth in paragraphs (i) to (v) hereof.

With respect to other points raised in the applications for rehearing the Commission is of the opinion that good cause has not been shown for granting reopening of the proceedings or for granting rehearing. For the most part, the issues raised by the applications for rehearing, other than those enumerated in paragraphs (i) to (v) inclusive, were considered by the Commission at the time it issued Opinion No. 214 and the accompanying order issued June 13, 1951.

The Commission, further, is of the opinion that good grounds have not been shown for staying the order issued June 13, 1951.

In our Opinion No. 214 (mimeo. pp. 4 to 6, inclusive) reference is made to the fact that National Utilities Company of Michigan (National), among others, is seeking natural gas from Panhandle

Eastern Pipe Line Company for service in new territory, and had presented estimates of future requirements in such territory. National is an applicant under both subsections 7 (a) and 7 (c) of the Natural Gas Act, in the Matter of National Utilities Company of Michigan, Docket No. G-1625.

In our order of June 13, 1951, the proceeding in Docket No. G-1625 was not consolidated for hearing with other pending similar applications. We are of the opinion that good cause exists for consolidating Docket No. G-1625 for purposes of hearing with other proceedings the hearing in which is to be reopened on July 23, 1951.

It appears that the appropriate procedure at the reopened hearing now set to commence on July 23, 1951, would be to hear first evidence with respect to the issues enumerated in paragraphs (i) to (v) inclusive of this order, prior to taking "of evidence on issues not yet determined and heard" and prior to taking of evidence on the matter of allocation.

The Commission orders:

(A) At the reopened hearing on July 23, 1951, to commence at 10:00 a. m., e. d. s. t., in the hearing room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., the order of procedure shall be (1) the taking of evidence on the issues raised by the applications for rehearing filed herein and as enumerated in paragraphs (i) to (v) hereof, and (2) for the taking of evidence on other issues not yet determined and heard, and in such order as the Presiding Examiner shall decide. Upon completion of the taking of any evidence affecting the issues set forth in paragraphs (i) to (v) inclusive, of this order and affecting the matter of allocation, the Presiding Examiner shall certify to the Commission such portion of the record for its consideration, but the hearing on all other matters involved in these consolidated matters shall proceed in due course.

(B) The proceedings in Docket No. G-1625 be consolidated for purpose of hearing with other proceedings as set forth above.

(C) The applications for rehearing with respect to matters and issues, other than those enumerated in paragraphs (i) to (v) inclusive of this order, be and they hereby are denied.

(D) The motions for stay of the Commission's order issued June 13, 1951, in these proceedings be and they hereby are denied.

Date of issuance: July 19, 1951.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-8533; Filed, July 24, 1951;
8:52 a. m.]

[Docket No. G-1730]

EL PASO NATURAL GAS CO.

NOTICE OF APPLICATION

JULY 18, 1951.

Take notice that on June 27, 1951, El Paso Natural Gas Company (applicant),

a Delaware corporation, of El Paso, Texas, filed an application for a certificate of public convenience and necessity pursuant to section 7 (c) of the Natural Gas Act, authorizing applicant to construct and place in operation a 1100 hp. compressor station near Phillips Petroleum Company's gasoline plant in Gaines County, Texas, on Columbian Carbon Company's line from the Phillips plant to Columbian Carbon's plant near Seagraves, Texas.

By means of the proposed facility, an additional 10,000 Mcf of natural gas per day will be made available to Columbian Carbon Company from the Seminole Field. By substitution, an equal amount of gas will be made available to applicant by Columbian at applicant's existing Wasson Plant which gas would otherwise be delivered to Columbian from the Wasson Plant. The cost of these facilities is estimated to be \$291,000 which will be paid from current working funds of applicant without additional financing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 8th day of August 1951. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-8537; Filed, July 24, 1951;
8:50 a. m.]

[Docket No. G-1336]

EAST TENNESSEE NATURAL GAS CO.

NOTICE OF AMENDED APPLICATION

JULY 18, 1951.

Take notice that on July 5, 1951, East Tennessee Natural Gas Company (applicant), a Tennessee corporation with its principal place of business in Knox County, Tennessee, filed an amendment to its application filed on March 7, 1950, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas transmission pipeline facilities. Applicant also requests an order of the Commission directing Tennessee Gas Transmission Company to supply it with up to 40,000 Mcf of natural gas per day for resale. Notice of the application filed March 7, 1950, was published in the FEDERAL REGISTER on March 15, 1950 (15 F. R. 1470).

Applicant now proposes to construct and operate approximately 100 miles of 16-inch O. D. natural-gas transmission pipeline extending from a point of connection with its existing 16-inch pipeline near Knoxville, Tennessee, to a point 8 miles south of Kingsport, Tennessee; approximately 63½ miles of laterals ranging in diameter from 4-inch I. D. to 12¾-inch O. D.; and other appurtenant facilities.

Applicant states that by means of these facilities it will initially, or within the next five years, deliver and sell

natural gas to existing gas distributing companies for resale in Morristown, Johnson City, Elizabethton, Bristol, Tennessee; and Bristol, Virginia, and will make natural-gas service available for resale in Jefferson City, Greeneville, and Kingsport, Tennessee, now without gas distribution systems. Applicant also proposes to deliver and sell natural gas directly to ten industrial establishments.

The estimated over-all capital cost of the proposed facilities is approximately \$5,200,000, all of which applicant proposes to finance by the issuance and sale of bonds.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 8th day of August 1951. The application as amended is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-8538; Filed, July 24, 1951;
8:50 a. m.]

[Docket No. G-1738]

CHICAGO DISTRICT PIPELINE CO.

NOTICE OF APPLICATION

JULY 18, 1951.

Take notice that Chicago District Pipeline Company, applicant, an Illinois corporation, address, Joliet, Illinois, filed on July 9, 1951, an application for an order pursuant to section 7 (b) of the Natural Gas Act authorizing and approving the abandonment of all of applicant's metering facilities installed near Joliet, Illinois, through which deliveries of natural gas from Natural Gas Pipeline Company of America have been measured.

Applicant states that said metering facilities are duplicate facilities owned by applicant and used for checking the deliveries against the metering facilities of Natural Gas Pipeline Company of America at the same location. Applicant has established that a single set of metering facilities, properly calibrated will provide accurate metering, and consequently proposes to abandon its metering facilities and to sell the same to Texas Illinois Natural Gas Pipeline Company which will be able to use said facilities. Applicant proposes to retain certain odorizing equipment which still will be useful in its business.

The estimated total overall net book cost of the facilities and land proposed to be abandoned and sold is \$50,045.37.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 8th day of August 1951. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-8539; Filed, July 24, 1951;
8:50 a. m.]

GENERAL SERVICES ADMINISTRATION

SECRETARY OF DEFENSE

DELEGATION OF AUTHORITY WITH RESPECT TO PETITION OF SOUTHERN CARRIERS FOR AUTHORITY TO INCREASE PASSENGER FARES AND CHARGES BEFORE THE INTERSTATE COMMERCE COMMISSION

1. Pursuant to the provisions of section 201 (a) (b) and 205 (d) and (e) of the Federal Property and Administrative Services Act of 1949, Public Law 152, 81st Congress, authority to represent the interests of the executive agencies of the Federal Government and to appear as witnesses and counsel for the executive agencies of the Federal Government in the matter of the petition of the Southern Carriers for authority to increase passenger fares and charges before the Interstate Commerce Commission is hereby delegated to the Secretary of Defense.

2. The Secretary of Defense is hereby authorized to redelegate any of the authority contained herein to any officer, official or employee of the Department of Defense.

3. The authority conferred herein shall be exercised in accordance with the policies, procedures and controls prescribed by the General Services Administration and shall further be exercised in cooperation with the responsible officers, officials and employees of such Administration.

4. This delegation of authority shall be effective July 1, 1951.

Dated: July 19, 1951.

JESS LARSON,
Administrator.

[F. R. Doc. 51-8551; Filed, July 24, 1951;
8:47 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 26268]

DRUGS AND MEDICINES FROM DETROIT, KALAMAZOO, MIDLAND AND UPJOHN, MICH., TO MEMPHIS, TENN.

APPLICATION FOR RELIEF

JULY 20, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. C. Schultdt, Agent, for carriers parties to his tariff ICC No. 4367, pursuant to fourth section order No. 9800.

Commodities involved: Drugs and medicines, chemicals and toilet preparations, carloads.

From: Detroit, Kalamazoo, Midland and Upjohn, Mich.
To: Memphis, Tenn.

Grounds for relief: Circuitous routes. Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than ap-

plicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 51-8543; Filed, July 24, 1951;
8:49 a. m.]

[4th Sec. Application, 26269]

DRUGS AND MEDICINES FROM DETROIT, MICH. TO NEW ORLEANS, LA.

APPLICATION FOR RELIEF

JULY 20, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: I. C. Schultdt, Agent, for carriers parties to his tariff ICC No. 4367, pursuant to fourth section order No. 9800.

Commodities involved: Drugs, medicines, chemicals and toilet preparations, carloads.

From: Detroit, Mich.

To: New Orleans, La.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 51-8544; Filed, July 24, 1951;
8:49 a. m.]

[4th Sec. Application 26267]

CANNED MILK OR CREAM IN THE SOUTH
APPLICATION FOR RELIEF

JULY 20, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to Agent C. A. Spaninger's tariff ICC No. 1142.

Commodities involved: Milk or cream, condensed or evaporated, liquid milk, dry milk solids, milk, powdered or flaked, carloads.

Territory: From Abingdon and Galax, Va., to southern territory, and from southern territory to Sale Creek, Tenn.

Grounds for relief: Circuitous routes, to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, ICC No. 1142, supp. 33.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 51-8542; Filed, July 24, 1951;
8:49 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 71-12]

NORTHERN STATES POWER CO.

NOTICE OF FILING ORIGINAL COST STUDIES AND PROPOSALS FOR DISPOSITION OF BALANCE ADJUSTMENTS

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 18th day of July A. D. 1951.

Notice is hereby given that Northern States Power Company ("Northern"), a Minnesota corporation, has filed studies and amendments thereto relative to the original cost and reclassification of the company's gas plant accounts. The studies filed include proposals for the disposition of certain adjustments relating to the company's gas plant accounts. Northern is a registered holding company and a public utility company. The studies, and amendments thereto, were filed pursuant to the Public Utility Holding Company Act of 1935, particularly sections 15 and 20 (b) thereof and Rule U-27 thereunder.

Notice is further given that any interested person may, not later than August 6, 1951, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues, if any, of

fact or law raised by said proposals intended to be controverted, or may request that he be notified should the Commission order a hearing thereon. Any such request should be addressed as follows: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after August 6, 1951, the Commission may take such action as may be deemed appropriate with respect to the matters to which the filing herein relates.

All interested persons are referred to said studies which are on file in the offices of the Commission for a statement of the transactions therein, proposed which may be summarized as follows:

On July 17, 1944, Northern initially filed original cost and reclassification studies of the company's gas plant accounts as of January 1, 1942. The studies were filed in accordance with Plant Instruction 2-D of the Uniform System of Accounts recommended by the National Association of Railroad and Utilities Commissioners for gas utilities. The above-mentioned System of Accounts is applicable to Northern by virtue of this Commission's Rule U-27, promulgated under the Public Utility Holding Company Act of 1935. In said studies, Northern represented that \$8,157,080.89 had been reclassified to Account G. 100.5, Gas Plant Acquisition Adjustments, and a credit amount of \$257,553.45 to Account G. 107, Gas Plant Adjustments.

The staff of the Commission made a field examination and filed its report in connection therewith, after projecting the original cost studies to a date as of July 31, 1949. Copies of the staff's report were submitted to the company. Northern has amended its studies to give effect to the recommendations contained in the staff's report so that as of July 31, 1949, it reclassified \$8,218,279.08 to Account G. 100.5, Gas Plant Acquisition Adjustments and \$914,889.72 to Account G. 107, Gas Plant Adjustments.

Between the dates of filing of its original cost studies for gas plants with this Commission and for electric plant with the Federal Power Commission, and July 31, 1949, Northern has disposed of the greater portion of the adjustment accounts. Pursuant to an order of the Federal Power Commission, dated July 3, 1946, and an order of this Commission, dated December 20, 1946, Northern disposed of a total of \$23,045,255.92 of combined Account 100.5 by charging \$21,646,056.87 thereof to "Reserve for Possible Adjustments of Utility Plant Accounts and Other Balance Sheet Items" and \$1,399,199.05 to Paid-in Surplus, and furthermore, disposed of \$8,753,460.73 of combined Account 107 by charging \$7,853,943.14 to the aforementioned reserve and the balance to various other accounts. Inclusive in the above-mentioned transactions, were disposition by Northern of \$8,218,279.08 of Account G. 100.5, Gas Plant Acquisition Adjustments and \$809,774.78 of Account G. 107, Gas Plant Adjustments. As a result of such prior authorized transactions, Northern, as at July 31, 1949, had only \$105,114.94 of Account G. 107 pending disposition. The company has proposed that \$2,845.93 be transferred to Account 110, Other

Physical Property, representing land formerly occupied by demolished gas holders, and that the balance of \$102,289.01 be written off to Account 250, Reserve for Depreciation. The result of such proposed transactions will be to eliminate all adjustments to gas plant, as at July 31, 1949.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 51-8534; Filed, July 24, 1951;
8:52 a. m.]

[File No. 71-13]

UNITED POWER AND LAND CO.

NOTICE OF FILING OF STATEMENTS REGARDING ORIGINAL COST STUDIES AND PROPOSALS FOR DISPOSITION OF ADJUSTMENTS RELATING TO HYDRO-ELECTRIC PLANT

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 18th day of July A. D. 1951.

Notice is hereby given that United Power and Land Company ("United") has filed statements relative to the original cost and reclassification of the company's hydro-electric plant accounts.

These statements conform to those specified by the requirements of Electric Plant Instruction 2-D of the Uniform System of Accounts prescribed by the Federal Power Commission for Public Utilities and Licensees, which System of Accounts is applicable to United by virtue of this Commission's Rule U-27, promulgated under the Public Utility Holding Company Act of 1935. The statements cover the proposed journal entries incident to reclassification of plant accounts, the reclassification to primary and sub-accounts of the hydro-electric utility, and the proposals for disposition of the adjustment accounts, all as of December 31, 1948. United is a public utility subsidiary of Northern States Power Company, a Minnesota corporation and a registered holding company, and, in addition to ownership of hydro-electric plants, it holds real estate not presently used by the system in its utility operations.

Notice is further given that any interested person may, not later than August 6, 1951, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues, of fact or law raised by said proposals intended to be controverted, or may request that he be notified should the Commission order a hearing thereon. Any such request should be addressed as follows: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after August 6, 1951, the Commission may take such action as may be deemed appropriate with respect to the matters to which the filing herein relates.

All interested persons are referred to said statements which are on file in the offices of this Commission for a statement of the transactions therein proposed, which may be summarized as follows:

The staff of the Commission, coincidentally with its examination of the original cost of the gas plant accounts of said Northern States Power Company, the parent of United, made a field examination of the hydro-electric plant accounts of United and filed its report in connection therewith as to the status of the accounts as at December 31, 1948. Copies of the report were submitted to the company, and United has filed statements "E", "F" and "H", as prescribed by the aforementioned Electric Plant Instruction 2-D, to give effect to the recommendations contained in the staff's report. United now proposes to classify \$9,903.74 to Account 107, Electric Plant Adjustments.

United proposes to dispose of the amount of \$9,903.74, reclassified to Account 107, by charging \$303.32 to Account 110, Other Physical Property and the balance of \$9,600.42 by charging Account 126.2, Accounts Receivable from Associated Companies.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 51-8535; Filed, July 24, 1951;
8:51 a. m.]

UNITED STATES TARIFF COMMISSION

MOTORCYCLES AND PARTS

EXTENSION OF SCOPE OF INVESTIGATION AND POSTPONEMENT OF HEARING

Investigation extended. The United States Tariff Commission, on the 19th day of July 1951, under the authority of section 7 of the Trade Agreements Extension Act of 1951 and section 332 of the Tariff Act of 1930, ordered that Investigation No. 1 under section 7 of the Trade Agreements Extension Act of 1951, instituted on June 29, 1951 (16 F. R. 6591) with respect to motorcycles, finished or unfinished, provided for in paragraph 369 (b), Tariff Act of 1930, be extended to include the following products:

Tariff Act of 1930 and Description of Products

Paragraph 369 (c): Parts (except tires and except parts wholly or in chief value of glass) for motorcycles, finished or unfinished, not specially provided for.

Hearing postponed. The Commission further ordered on July 19, 1951 that the public hearing in connection with this investigation previously scheduled to be held on August 1, 1951, be postponed to September 18, 1951, and that the hearing be broadened to relate to the products covered by the investigation as extended.

I hereby certify that the foregoing extension of Investigation No. 1 under section 7 of the Trade Agreements Extension Act of 1951 and the postponement of the hearing in that investigation was ordered by the United States Tariff Commission on the 19th day of July 1951.

DONN N. BENT,
Secretary.

[F. R. Doc. 51-8561; Filed, July 24, 1951;
8:45 a. m.]